

**THE CORPORATION OF THE TOWNSHIP OF ESSA
REGULAR COUNCIL MEETING
WEDNESDAY, 4 APRIL 2007**

A Regular Council meeting was held following Committee of the Whole on Wednesday, 4 April 2007 in the Council Chambers of the Administration Centre, Township of Essa.

In attendance: Mayor David Guergis
Deputy Mayor Terry Dowdall
Councillor Rick Newlove
Councillor Ron Henderson
Councillor Sandie Macdonald

Staff in attendance: Greg Murphy, CAO/Manager of Public Works
Carol Trainor, Clerk/Deputy-Treasurer
Paul Macdonald, Fire Chief
Colleen Healey, Manager of Planning and Development
Julie Barrett, Treasurer

1. OPENING OF MEETING BY THE MAYOR

Mayor Guergis opened the Regular Council meeting at 7:35 p.m.

2. DISCLOSURE OF PECUNIARY INTEREST

Councillor Macdonald and Deputy Mayor Dowdall declared a pecuniary conflict of interest with item 9d as they would benefit from a COLA awarded to staff.

Mayor Guergis declared a conflict of interest with item 9a of the previous Committee of the Whole minutes as he owns property in the designated area.

3. ADOPTION OF PREVIOUS MINUTES AND MOTIONS

Deputy Mayor Dowdall took the Chair.

Resolution No: C101-2007 Moved by: Newlove, Seconded by: Henderson

*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 Twenty-First day of March, 2007 be adopted as circulated.*

Carried

Mayor Guergis resumed the Chair.

4. PRESENTING, REFERRING OR PASSING OF ACCOUNTS

Resolution No: C102-2007 Moved by: Macdonald, Seconded by: Dowdall

*Be it resolved that Payment Voucher #12E dated December 31, 2006 in the amount of \$8,336.79 be approved; and
That Payment Voucher #4 dated March 15 to 28, 2007 in the amount of \$2,950,716.11 be approved; and
That Payroll for the month of March 2007 in the amount of \$208,397.67 be approved.*

Carried

5. CORRESPONDENCE – Information Items (Available in the Clerk’s office)**

- a. **Letter from the Township of Lakeshore**
Re: Ontario’s Greenbelt
- b. **Letter from the Simcoe County District School Board**
Re: Joint Use Agreement
- c. **Statistics from Essa Public Library Board**
Re: February 2007
- d. **Letter from the Ministry of the Environment**
Re: Use of Historical Data to Calculate Available Capacity at the Angus Sewage Treatment Plant
- e. **AMO Member Communication Items**
Re: Rural Infrastructure Investment Initiative Final List Now Available
Environmental Assessment Reforms
Source Water Protection Symposium

Council members agreed that item 5 d from the Province was encouraging.

Resolution No: C103-2007 Moved by: Macdonald, Seconded by: Newlove

Be it resolved that Information Items 5(a) to (e) be received.

Carried

6. CORRESPONDENCE - Action Items

- a. **Letter from Emergency Management Ontario**

CAO Greg Murphy commended Fire Chief Paul Macdonald for being proactive with this program and ensuring that the Township completed the necessary requirements.

Resolution No: C104-2007 Moved by: Macdonald, Seconded by: Newlove

Be it resolved that the letter from Emergency Management Ontario stating that the municipality has completed all steps required for the maintenance of the Essential Level Emergency Management Program required by the Emergency Management and Civil Protection Act be received.

Carried

b. Resolution from the County of Huron

Resolution No: C105-2007 Moved by: Macdonald, Seconded by: Newlove

Be it resolved that the Resolution from the County of Huron regarding the Ontario Disability Support Program be received; and that The Township of Essa does support the Resolution encouraging the Province of Ontario to assume 100% responsibility for this program.

Carried

c. Resolution from the Municipality of Powassan

Resolution No: C106-2007 Moved by: Newlove, Seconded by: Macdonald

Be it resolved that the resolution from the Municipality of Powassan regarding Drinking Water Quality Management Standard be received.

Carried

7. COMMITTEE REPORTS

a. Nottawasaga Police Services Board

Resolution No: C107-2007 Moved by: Macdonald, Seconded by: Henderson

Be it resolved that the minutes of the Nottawasaga Police Services Board dated February 28, 2007 be received.

Carried

b. Parks and Recreation Committee

Resolution No: C108-2007 Moved by: Newlove, Seconded by: Macdonald

Be it resolved that the minutes of the Parks and Recreation Committee dated March 6, 2007 be received.

Carried

c. Thornton-Cookstown Trans Canada Trail Committee

Resolution No: C109-2007 Moved by: Newlove, Seconded by: Macdonald

*Be it resolved that the minutes of the Thornton-Cookstown Trans Canada Trail Committee meeting of 28 February 2007 be received; and
That The Township of Essa does endorse the motion to support the creation of a trails department at the County level; and
That The Township of Essa does agree to sponsor the attendance of one staff member at the Simcoe County Trails Summit on April 14 at a cost of \$25.00.*

Carried

8. PETITIONS

9. MOTIONS AND NOTICES OF MOTIONS

a. BIA Boundaries

Resolution No: C110-2007 Moved by: Macdonald, Seconded by: Dowdall

*Be it resolved that the Angus Business Improvement Area (BIA) boundaries be extended along County Road 90/Mill Street to the 5th Line of Essa for operational commercial businesses; and
That a public meeting of the membership of the BIA be held on Monday, May 14, 2007 at the Angus Arena to discuss appointments to the Board of Management and 2007 budget expenditures.*

Carried

b. Zoning By-law Exception for Signage

Resolution No: C111-2007 Moved by: Macdonald, Seconded by: Dowdall

*WHEREAS certain businesses in Angus have applied for Temporary Sign Permits under By-law 2006-51; and
WHEREAS they have requested that portable magnetic signs be placed in parking spaces in front of their respective businesses as there is insufficient space available elsewhere, or which would attract the attention of the public; and
WHEREAS Township of Essa Zoning By-law 2004-50, as amended, states that no advertising device shall be placed in a parking space;
NOW THEREFORE BE IT RESOLVED THAT an exception to the Zoning By-law be provided for NRT Accounting and Tax Service at 4 Massey Street, George's Furniture at 6 Massey Street, and the Employment Resource Centre (ERC) at 199 Mill Street, provided that all traffic and safety considerations have been met; and
THAT Temporary Sign Permits be issued to these applicants.*

Carried

c. Transfer to Reserves

Resolution No: C112-2007 Moved by: Newlove, Seconded by: Henderson

BE IT RESOLVED THAT funds be transferred from Development Charge for Library to General Revenues for \$12,400; and

That funds be transferred from General Revenues to Reserve for Trail for \$150; and

That funds be transferred from Water Revenues to:

Reserve for Water Rate Stabilization for \$7,695 and Reserve for Water Infrastructure for \$370,000; and further

That these transfers be dated December 31, 2006.

Carried

c. Cost of Living Allocation

Resolution No: C113-2007 Moved by: Henderson, Seconded by: Newlove

WHEREAS final figures for salaries and benefits for staff and Council members are required before a final budget figure can be determined; and

WHEREAS Council has discussed implementing a 3% Cost of Living Allocation (COLA) for Township employees for the 2007 budget year, retroactive to January 1, 2007;

NOW THEREFORE BE IT RESOLVED that Council approves a 3% COLA to be included in budget figures for a final determination.

Carried

10. UNFINISHED BUSINESS

- a. Fire Chief Macdonald advised that Essa may be affected by the potential Ethanol plant in Barrie, as they will be using the BCRY to transport goods through Essa. He requested Council's approval for staff to meet with representatives of the BCRY and the Ethanol plant to discuss the transport of hazardous goods and any precautions they will be taking.

11. BY-LAWS

a. By-law 2007 – 17

Resolution No: C114-2007 Moved by: Macdonald, Seconded by: Newlove

Be it resolved that leave be granted to introduce By-law 2007-17, being a By-law Authorizing the Mayor and the Clerk to enter into an Agreement with the Corporation of The Town of New Tecumseth for Water Supply from the Collingwood to Alliston Pipeline to Baxter.

Carried

12. QUESTIONS

13. IN CAMERA

Resolution No: C115-2007 Moved by: Macdonald, Seconded by: Henderson

Be it resolved that Council proceed In Camera at 7:55 p.m. in order to address matters pertaining to personal matters about an identifiable individual, including Municipal or local board employees; and litigation or potential litigation, including matters before administrative tribunals, affecting the Municipality or local board.

Carried

Council rose from the closed session at 8:12 p.m. and approved the following recommendations:

a. Administrative Assistant, Planning

Resolution No: C116-2007 Moved by: Macdonald, Seconded by: Newlove

*Be it resolved that Report P07-37 from the Manager of Planning and Development be received; and further
That the position of Administrative Assistant for the Planning Department be posted internally in an effort that the position be filled on a permanent basis.*

Carried

b. County Road 56 Property

Ms. Healey advised that she has requested that the applicant provide a hydrogeological assessment. The applicant is making efforts to comply with Township conditions. The Committee of Adjustment has approved a lot addition subject to conditions. Staff will begin reviewing the application after all requested studies have been completed. Council may wish to visit similar operations in the area to see the potential impact they have.

Resolution No: C117-2007 Moved by: Macdonald, Seconded by: Henderson

*Be it resolved that Report P07-40 from the Manager of Planning and Development be received; and further
That the Township continue to work with the owner of 8903 County Road 56 towards a safe and clean waste transfer facility; and further
That the owner of 8903 County Road 56 be requested to incorporate adjacent lands into their applications for rezoning and site plan approval, in order that these lands are zoned and approved to reflect the fact that they are being used in conjunction with 8903 County Road 56 and are not vacant, and should as well, be subject to site plan control; and further*

That the Township withhold on their application to seek an injunction concerning lands on County Road 90, so long as the above noted applications are being constructively worked on.

Carried

14. CONFIRMATION BY-LAW

By-law 2007 - 18

Resolution No: C118-2007 Moved by: Newlove, Seconded by: Macdonald

Be it resolved that leave be granted to introduce By-law 2007 - 18, being a by-law to confirm the proceedings of the Council and Committee of the Whole meetings held on this Fourth Day of April 2007; and that said By-law be read a first, and taken as read a second and third time and finally passed.

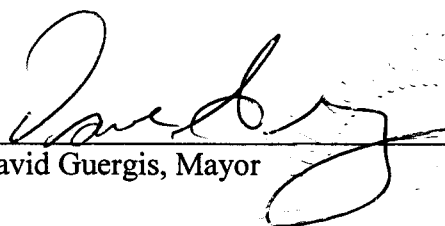
Carried

15. ADJOURNMENT


Resolution No: C119-2007 Moved by: Dowdall, Seconded by: Macdonald

Be it resolved that this meeting of the Council of the Township of Essa adjourn to meet again on the Eighteenth day of April 2007 following Committee of the Whole.

Carried



David Guergis, Mayor



Carol O. Trainor, Clerk