

**THE CORPORATION OF THE TOWNSHIP OF ESSA
REGULAR COUNCIL MEETING
WEDNESDAY, MAY 5, 2010**

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 Twenty-First day of April, 2010 be adopted as circulated.*

4. PRESENTING, REFERRING OR PASSING OF ACCOUNTS

Recommendation: *Be it resolved that Payments dated April 16 to 29, 2010 in the amount of \$339,006.36 be approved; and That Payroll for the month of April in the amount of \$155,154.97 be approved.*

5. CONSENT AGENDA

Recommendation: *Be it resolved that the items listed in the Consent Agenda dated May 5, 2010 be approved as presented, and that the necessary action be taken.*

6. COMMITTEE REPORTS

a. Nottawasaga Police Services Board

Recommendation: *Be it resolved that the minutes of the March 31, 2010 Nottawasaga Police Services Board meeting be received.*

b. Economic Development Committee

Recommendation: *Be it resolved that the minutes of the Economic Development Committee dated March 31, 2010 be received.*

7. PETITIONS

8. MOTIONS AND NOTICES OF MOTIONS

a. Community Adjustment Fund – Amending Agreement #1

WHEREAS the Township of Essa has received funding approval under the Community Adjustment Fund for total project costs of \$680,000 for the project titled “Renovation of an Arena and Banquet Hall”; and

WHEREAS the Township will receive \$453,334 from the Community Adjustment Fund; and

WHEREAS the Contribution Agreement has been amended to extend the Completion Date for the project;

NOW THEREFORE BE IT HEREBY RESOLVED THAT the Mayor and Clerk be hereby authorized to execute this agreement.

b. Private Member’s Bill 13

WHEREAS Private Member’s Bill 13, being an Act to sustain and encourage improvement in Ontario’s water and wastewater services and to establish the Ontario Water Board passed 1st Reading on March 23, 2010 in the Provincial Legislature; and

WHEREAS Bill 13 shall require regulated entities that provide water services or wastewater services to fewer than 10,000 customers to amalgamate those services with the services of one or more other regulated entities if they determine that it is possible to do so, or if they are directed to do so by the Minister; and

WHEREAS it appears that many of the municipalities in this area have incurred significant debt and long term loans for the upgrading or expansion of water and wastewater projects in their respective municipalities; and

WHEREAS the Township of Essa’s water and wastewater customers should not have to pay towards any significant debts and long term loans that have been incurred by other municipalities for the upgrading and expansion of such infrastructure facilities in those municipalities if we are required to amalgamate our water and wastewater services with one or more of these municipalities; and

WHEREAS the Township of Essa has already planned, upgraded and/or expanded our water and wastewater facilities to meet Provincial Regulations including to accommodate growth in our municipality over the next 25 year period by using development charges, reserves, a portion of user rates and other sources of revenue without the need to incur significant and long term debt for such purposes; and

WHEREAS the Township of Essa has proven that it can operate and maintain its

water and wastewater facilities in compliance with Provincial Regulations and is committed to doing so in the future and many other lower tier municipalities in the Province may be in a similar position;

NOW THEREFORE BE IT RESOLVED that the Province and Mr. David Caplan, M.P.P., be advised that the Township of Essa does not support the enactment of Private Member's Bill 13 and a copy of this resolution be forwarded to Mr. Jim Wilson, M.P.P. and to all municipalities in the Province of Ontario.

9. UNFINISHED BUSINESS

10. BY-LAWS

a. By-law 2010 – 30

Recommendation: *Be it resolved that leave be granted to introduce By-law 2010 -, being a by-law to provide for the adoption of Tax Rates for 2010; and that said By-law be read a first, and taken as read a second and third time and finally passed.*

b. By-law 2010 –

Recommendation: *Be it resolved that leave be granted to introduce By-law 2010 -, being a by-law to provide for a Development Agreement for West Part Lot 29, Concession. 3, Township of Essa, County of Simcoe. (8505 County Road #10 – Simcoe County District School Board); 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 advice that is subject to solicitor/client privilege, including communications necessary for that purpose; litigation or potential litigation, including matters before administrative tribunals affecting the Municipality or local board.*

13. CONFIRMATION BY-LAW

By-law 2010 -

Recommendation: *Be it resolved that leave be granted to introduce By-law 2010 -, being a by-law to confirm the proceedings of the Council and Committee of the Whole meetings held on this Fifth Day of May 2010; 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 Nineteenth day of May 2010 following Committee of the Whole.*