

CORPORATION OF THE TOWN OF DESERONTO

COUNCIL MINUTES

MARCH 11, 2008 – 5:00 P.M.

The Town of Deseronto Mission Statement is to provide excellent and affordable services for its residents and to work as a team, dedicated to making living in Deseronto a positive and pleasurable experience.

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Minutes of the meeting of the Council of the Corporation of the Town of Deseronto held on Tuesday March 11, 2008 at 5:00 p.m. at the Deseronto Lions Hall, 300 Main Street in Deseronto.

ATTENDANCE:

Mayor	N. Clark
Deputy Mayor	C. Zieman
Councillors	D. Johnston D. McMeeken E. Tumak
Clerk Treasurer	B. Brooks
Public Press	

1. **OPENING PRAYER** – Mayor Clark led those in attendance at Council in the Lord’s Prayer.
2. **DISCLOSURE OF INTEREST** – None noted
3. **APPROVAL OF AGENDA**

Resolution 04-08-01

Moved by: D. Johnston
Seconded by: E. Tumak

THAT the agenda be approved with the following alterations:

- Addition of by-law under 5.
- Item 8.1(d) be moved to 8.2
- Item 8.1(f) be moved to 8.2
- Additional item under 10.1
- Addition of 2 items under 10.2
- Additional item under 10.4
- Addition of 1 item under Closed Session

CARRIED

4. **APPROVAL OF MINUTES**

- Regular Council meeting February 12th, 2008

Resolution 04-08-02

Moved by: D. Johnston
Seconded by: E. Tumak

THAT the minutes of the February 12th, meeting of Council be accepted with the following amendments:

- Page 4 item 8.2(a) change MII to MIII in 5th line of resolution
- Page 7 item 10.2 (d) – insert “if” after research in 2nd line of resolution

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- change the word “if” (after cost) to “in”
- Page 7 item 10.2(e) – change the word “Council” to “Public Works Department”
- add a “D” to CARRIE

CARRIED

5. BY-LAWS

- 5.1 Draft Hydrant Use By-Law from Greater Napanee Utilities
- Discussion ensued regarding the draft by-law presented. Council would like to review this by-law when a more formal by-law that incorporates current actions occurring at the September 11, 2007 Council meeting.

- 5.2 All-terrain vehicle by-law

Resolution 04-08-03

Moved by: D. Johnston
Seconded by: C. Zieman

THAT this by-law be removed from the agenda until the community supports this initiative further.

CARRIED

- 5.3 Emergency Management of Ontario draft by-law

- 5.4 Procedural By-Law

- 5.5 By-Law to authorize entering into an agreement with Hastings County for a defibulator

Resolution 04-08-04

Moved by: C. Zieman
Seconded by: D. Johnston

THAT By-Law 09-08 being a By-Law to authorize the Town to enter into an agreement with Hastings County for a defibulator, having been read a first time on March 11, 2008 be now considered as read a second time and a third time on March 11, 2008 and be finally passed, signed, sealed and number assigned.

CARRIED

- 5.6 By-Law to appoint Noni McMeeken to the Archives Board

Resolution 04-08-05

Moved by: C. Zieman
Seconded by: E. Tumak

THAT By-Law 10-08 being a by-law to appoint a member to the Archives Board, having been read a first time on March 11, 2008 be now considered as read a second time and a third time on March 11, 2008 and be finally passed, signed, sealed and number assigned.

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assigned.

CARRIED

5.6 Deeming by law

Resolution 04-08-06

Moved by: C. Zieman

Seconded by: D. Johnston

THAT By-Law 11-08 being a by-law to deem lots 5 and 6 to be part of the Plan of Subdivision, having been read a first time on March 11, 2008 be now considered as read a second time and a third time on March 11, 2008 and be finally passed, signed, sealed and number assigned.

CARRIED

6. DEPUTATIONS/PETITIONS

7. QUESTIONS FROM THE AUDIENCE

8. CORRESPONDENCE

8.1 Correspondence requiring No Action

- a) Building Inspection Services Committee financial report for the year ending December 31, 2007
- b) Thank you card from Tammy Lloyd
- c) Thank you letter to Mayor Clark from Dwight Duncan, Ministry of Finance regarding the Cornwall pre-budget discussion
- d) Acknowledgement of letter to Chuck Strahl, Minister of Indian Affairs and Northern Developments **(This item is to be moved to 8.2)**
- e) Letter from Eric Fry regarding funding for the Deseronto Transit

Resolution 04-08-07

Moved by: D. Johnston

Seconded by: C. Zieman

THAT items 8.1(a), (b), (c) and (e) be received and filed.

CARRIED

- f) Letter from the Mohawks of the Bay of Quinte regarding meeting on mutual concerns **(This item is to be moved to 8.2)**

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8.2 Correspondence Requiring Action

- a) AMO Conference registration form

Resolution 04-08-08

Moved by: C. Zieman

Seconded by: E. Tumak

THAT any Council member who wishes to attend the AMO conference contact the Clerk to advise of his intentions.

CARRIED

- b) Request from resident asking permission to start a taxi business (Copy of current by-laws are attached)

Resolution 04-08-09

Moved by: E. Tumak

Seconded by: C. Zieman

THAT Council update the taxi bylaw and that the Clerk let Mr. Chase know that in principle Council is not against this idea if fully compliant with the provincial guidelines and that it will be compliant with the new town by-law to cover such licences.

CARRIED

- c) Letter received from Tony Clement regarding additional funding for municipalities that have spend in excess of their allotted OSTAR funds

Resolution 04-08-10

Moved by: C. Zieman

Seconded by: E. Tumak

THAT the letter from Mr. Tony Clement be received and filed and Council support the initiative if the Town qualifies.

CARRIED

- d) Letter from the City of Woodstock seeking support of their resolution regarding capping

Resolution 04-08-11

Moved by: C. Zieman

Seconded by: E. Tumak

THAT the letter from the City of Woodstock be received and filed.

CARRIED

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- e) Letter from Chuck Strahl regarding the copy of the letter from the Mohawks of the Bay of Quinte that Mayor Clark forwarded to the Minister's office

Resolution 04-08-12

**Moved by: C. Zieman
Seconded by: E. Tumak**

THAT Council forward this letter to our ProBono team and ask them to comment on the content and further that the Mayor deliver a copy of the letter to the Hastings County Planning Department.

CARRIED

- f) Package regarding Earth Hour

Resolution 04-08-13

**Moved by: C. Zieman
Seconded by: E. Tumak**

THAT Council receive and file the package regarding Earth Hour.

CARRIED

- g) Complaint received from resident regarding snowmobiling on private property

Resolution 04-08-14

**Moved by: C. Zieman
Seconded by: E. Tumak**

THAT Council does not mandate private property and that the property owner should contact the O.P.P for snowmobiling and further that the fencing can not be erected on private property and further that the home owner should contact Union Gas regarding the gas main concern.

CARRIED

- h) Acknowledgement of letter to Chuck Strahl, Minister of Indian Affairs and Northern Developments **(This item was moved from 8.1)**

Resolution 04-08-15

**Moved by: D. Johnston
Seconded by: C. Zieman**

THAT the acknowledgement letter be received and filed and further that it be kept on the active file for future inquiries.

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- i) Letter from the Mohawks of the Bay of Quinte regarding meeting on mutual concerns (**This item was moved from 8.1**)

Resolution 04-08-16

Moved by: C. Zieman
Seconded by: D. McMeeken

THAT the Clerk respond to the Mohawks of the Bay of Quinte and inform them that we will forward them dates as they become clear.

CARRIED

Resolution 04-08-17

Moved by: C. Zieman
Seconded by: D. Johnston

THAT the correspondence be retained in Unfinished Business.

CARRIED

9. PASSING OF ACCOUNTS

- Schedule of Accounts numbered 04-08

Resolution 04-08-18

Moved by: C. Zieman
Seconded by: D. McMeeken

THAT Schedule of Accounts numbered 04-08 in the amount of \$232,880.90 be approved for payment.

CARRIED

10. STANDING COMMITTEE REPORTS

10.1 Finance & Administration

- a) Letter received February 26, 2007 from the Ministry of Community and Social Services regarding Accessibility Leads of Public Sector organizations obligated under the Ontarians with Disabilities Act, 2001 (ODA)
- It was the consensus of Council that this item be referred to the Finance & Administration Committee

Resolution 21-07-12 (Sept. 25)

Moved by: C. Zieman
Seconded by: E. Tumak

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That Council develop a RFP which the Finance & Administration Committee will review to hire an architect to look at the building to confirm future intended plans, and potential uses.

- b) Finance & Administration Committee meeting minutes of February 11, 2008
- c) Finance & Administration Committee meeting minutes of February 12, 2008
- d) Finance & Administration Committee meeting minutes of February 13, 2008
- e) Finance & Administration Committee meeting minutes of February 29, 2008
- f) Finance & Administration Committee meeting minutes of March 4, 2008
- g) Finance & Administration Committee meeting minutes of March 5, 2008

Resolution 04-08-19

**Moved by: C. Zieman
Seconded by: E. Tumak**

THAT the minutes of the February 11th, 12th, 13th, and 29th, and March 4th and 5th be accepted as presented.

CARRIED

Resolution 04-08-20

**Moved by: C. Zieman
Seconded by: E. Tumak**

THAT Council eliminate the Christmas bonuses and have a staff dinner and get together to replace the money as in past years and further that the Mayor will be organizing this event for Saturday December 6th, 2008 at the Deseronto Lions Hall.

CARRIED

- h) Analysis of hydro costs for various town owned buildings

Resolution 04-08-21

**Moved by: C. Zieman
Seconded by: D. Johnston**

THAT Council buy out the contract with Ontario Energy Savings for the Arena as soon as possible.

CARRIED

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- i) Copy of notice sent out by Greater Napanee Utilities requesting volunteers for water testing

Resolution 04-08-22

Moved by: C. Zieman

Seconded by: E. Tumak

THAT the notice from Greater Napanee Utilities be received and filed.

CARRIED

- j) O.P.P. costing summary for the Township of Tyendinaga

Resolution 04-08-23

Moved by: C. Zieman

Seconded by: E. Tumak

THAT the O.P.P. costing be received and filed.

CARRIED

- k) Update from the Treasurer

Resolution 04-08-24

Moved by: C. Zieman

Seconded by: D. Johnston

THAT Council accept the report as presented and approach Mr. Vick to see whether he would accept a payout on the premium for benefits rather than adjust our plan.

CARRIED

- l) Statement of Treasurer for Council's review

Resolution 04-08-25

Moved by: C. Zieman

Seconded by: E. Tumak

THAT the statement be received and filed as presented and that further inquiries are to be forwarded to the Treasurer.

CARRIED

- m) Discussion on the need for an exotic animal by-law

Resolution 04-08-26

Moved by: C. Zieman

Seconded by: E. Tumak

THAT the exotic animal by-law be left as Unfinished Business.

CARRIED

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- n) Copy of Deseronto Storm financials

Resolution 04-08-27

Moved by: C. Zieman

Seconded by: E. Tumak

THAT Council receive and file the financials as presented.

CARRIED

Resolution 04-08-28

Moved by: D. Johnston

Seconded by: C. Zieman

THAT Council offer the Deseronto Storm (by letter) the opportunity to operate the arena canteen for a rate of \$6,000 for the next hockey season, on an agreement as agreed upon by Council.

CARRIED

Resolution 04-08-29

Moved by: C. Zieman

Seconded by: D. McMeeken

THAT Council operate the Deseronto Storm for the 2008-2009 season to cover some of the losses from the 2007-2008 season.

CARRIED

- o) Municipal Service Corporation details

Resolution 04-08-30

Moved by: C. Zieman

Seconded by: D. Johnston

THAT Council receive and file the details of the Municipal Service Corporation.

CARRIED

10.2 Public Works and Fire Department Committee

- a) Ontario Goods Roads Data Provision Agreement

Resolution 03-08-17 (Feb 12th)

Moved by: C. Zieman

Seconded by: E. Tumak

THAT Council accept the Clerk's recommendation and ask that he research if the cost in 2008 is required and further that the Clerk

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contact Council to take a telephone vote for a quorum and advise Council accordingly.

Resolution 04-08-31

Moved by: D. McMeeken

Seconded by: E. Tumak

THAT Council remove the Ontario Goods Roads Data Provision Agreement from the agenda.

CARRIED

- b) Response from Greer Galloway regarding the intersection of Dundas and Centre Streets

Resolution 04-08-32

Moved by: C. Zieman

Seconded by: E. Tumak

THAT Council leave the Greer Galloway response on the agenda as Unfinished Business.

CARRIED

- c) Purchase for fire department equipment that needs to be repaired.

Resolution 04-08-33

Moved by: C. Zieman

Seconded by: D. Johnston

THAT the fire department be authorized to purchase the equipment as listed on his request(Please list quote) in the amount \$2000.00 and that the fire department be given pre budget approval.

CARRIED

Resolution 04-08-34

Moved by: D. McMeeken

Seconded by: C. Zieman

THAT Council authorize two new trainees Neil Latimer and Pat Berry for the Deseronto Volunteer fire department.

CARRIED

Resolution 04-08-35

Moved by: C. Zieman

Seconded by: E. Tumak

THAT Bernie Johnston be recognized as a trainer and part of the town compliment of the Town of Deseronto Fire Department and

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further that Council recognize him as covered by the Town's Insurance Policy.

CARRIED

10.3 Parks and Recreation Committee

- a) Repair and replacement quotations for playground equipment at Centennial Park (detailed drawings available from the Clerk's office)

Resolution 22-07-11 (Oct. 9)

Moved by: D. Johnston
Seconded by: E. Tumak

THAT the topic of the Centennial Park playground equipment be referred to the next meeting of Council.

- b) Request from the Nuts & Bolts Hockey Academy requesting usage of the Deseronto Arena in August

Resolution 02-08-09

Moved by: D. Johnston
Seconded by: E. Tumak

THAT the request be referred to the Recreation Committee to report back to Council.

- c) Letter from Margaret Wagar inquiring about planting a tree in memory of her father-in-law

Resolution 03-08-20 (Feb. 12th)

Moved by: D. Johnston
Seconded by: E. Tumak

THAT the letter be looked at later by the Parks and Recreation Committee once the snow is gone.

Resolution 04-08-36

Moved by: D. Johnston
Seconded by: C. Zieman

THAT item 10.3 (c) be removed from the agenda.

CARRIED

- d) Ratification of the Mayor signing the application to the Department of Canadian Heritage for a grant in the amount of \$6,565.00 for Canada Day festivities

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Resolution 04-08-37

Moved by: D. Johnston
Seconded by: C. Zieman

THAT the Mayor's signing of the application to the Department of Canadian Heritage be ratified.

CARRIED

10.4 Economic Development & Planning Committee

- a) Reply e-mail from Paul Walsh regarding water capacity

Resolution 01-08-10 (Jan 8)

Moved by: C. Zieman
Seconded by: D. McMeeken

THAT Council forwards this letter to Councillor Tumak for his committee to review this matter.

- b) Minutes of the January 10th, 2008 meeting of the Revitalization Committee

Resolution 04-08-38

Moved by: E. Tumak
Seconded by: D. Johnston

THAT the minutes of the January 10th meeting of the Revitalization Committee be received and removed from agenda.

CARRIED

- c) Letter from Hastings County regarding their new Investment Lead Handling Protocol

Resolution 04-08-39

Moved by: E. Tumak
Seconded by: D. Johnston

THAT the letter from Hastings County be referred to the Economic Development and Planning Committee for their review and their response.

CARRIED

- d) Minutes of the Deseronto Archives Board meeting of February 13, 2008

Resolution 04-08-40

Moved by: C. Zieman
Seconded by: D. Johnston

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THAT the minutes of the Deseronto Archives Board meeting of February 13th, 2008 be accepted as presented.

CARRIED

- e) Work Plan for the Deseronto Archives

Resolution 04-08-41

Moved by: D. Johnston

Seconded by: C. Zieman

THAT the Work Plan for the Deseronto Archives be received and removed from the agenda.

CARRIED

- f) Addition of Noni McMeeken to the Archives Board (this was handled under by-laws)

- g) Letter from Dana Valentyne regarding the 2008 Sidewalk Sale & Celebration

Resolution 04-08-42

Moved by: E. Tumak

Seconded by: D. Johnston

THAT the letter from Dana Valentyne regarding the 2008 Sidewalk Sale & Celebration be received and filed.

CARRIED

- h) Letter from Dana Valentyne regarding the 2008 Volunteer Recognition Event

Resolution 04-08-43

Moved by: D. Johnston

Seconded by: C. Zieman

THAT Council accept the letter from Dana Valentyne regarding the 2008 Volunteer Recognition Event and encourage as many members of Council as possible to attend April 27th, 2008 event and further that Council receive and remove from agenda.

CARRIED

- i) February 7th, 2008 minutes of the Deseronto Revitalization Committee

Resolution 04-08-44

Moved by: E. Tumak

Seconded by: D. Johnston

THAT Council receive the February 7th, 2008 Deseronto Revitalization Committee minutes and remove from agenda.

CARRIED

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- j) Minutes of the February 12th, 2008 meeting of the Economic Development & Planning Committee

Resolution 04-08-45

**Moved by: E. Tumak
Seconded by: C. Zieman**

THAT the minutes of the February 12th, 2008 meeting of the Economic Development & Planning Committee be received and filed.

CARRIED

- k) Minutes from the December 17th, 2007 meeting of the Deseronto Transit Committee

Resolution 04-08-46

**Moved by: E. Tumak
Seconded by: C. Zieman**

THAT the Minutes from the December 17th, 2007 meeting of the Deseronto Transit Committee be received and removed from the agenda.

CARRIED

- l) Minutes from the January 23rd, 2008 meeting of the Deseronto Transit Committee

Resolution 04-08-47

**Moved by: E. Tumak
Seconded by: C. Zieman**

THAT the minutes from the January 23rd, 2008 meeting of the Deseronto Transit Committee be received and filed.

CARRIED

- m) General maintenance of the Deseronto Transit buses

Resolution 04-08-48

**Moved by: E. Tumak
Seconded by: D. McMeeken**

THAT the transit employee be authorized, in an emergency situation of \$1000.00, but endeavor to contact prior for approval.

CARRIED

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n) Community Working Group

Resolution 04-08-49

**Moved by: E. Tumak
Seconded by: C. Zieman**

THAT Council refer the Community Working Group to Unfinished Business.

CARRIED

Resolution 04-08-50

**Moved by: E. Tumak
Seconded by: C. Zieman**

THAT there will be a Land Claim Committee meeting on March 25th, 2008 at 5:00 p.m. at the Deseronto Lions Hall.

CARRIED

11. UNFINISHED BUSINESS

12. NEW BUSINESS

12.1 Severance proposal from Mr. Mike Gordon

Resolution 04-08-51

**Moved by: C. Zieman
Seconded by: D. Johnston**

THAT the severance proposal be moved to Unfinished Business.

CARRIED

12.2 2007 Annual report for the Deseronto Water Treatment Plant and Distribution Sub-system

Resolution 04-08-52

**Moved by: C. Zieman
Seconded by: E. Tumak**

THAT the 2007 Annual report for the Deseronto Water Treatment Plant and Distribution Sub-system be moved to Unfinished Business.

CARRIED

12.3 Review of fees charged

Resolution 04-08-53

**Moved by: C. Zieman
Seconded by: D. McMeeken**

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THAT the Clerk proceed with preparing a fee schedule by-law based on the schedule provided.

CARRIED

12.4 Analysis of water and sewer from Greer Galloway

12.5 Agreement with K.C. Builders to convert two lots into one lot

Resolution 04-08-54

Moved by: C. Zieman

Seconded by: E. Tumak

THAT Council authorize the Clerk and the Mayor to sign the agreement to convey two lots into one parcel (on site as described).

CARRIED

13. MOTIONS & NOTICES OF MOTION - None

14. MOTION TO MOVE IN-CAMERA

- Property issues
- Financial Issues

Resolution 04-08-55

Moved by: C. Zieman

Seconded by: E. Tumak

THAT Council rise and move to “In-Camera” session under Municipal Act s 239.

CARRIED

15. MOTION TO CONFIRM ACTIONS TAKEN “ IN-CAMERA”

Resolution 04-08-62

Moved by: C. Zieman

Seconded by: D. McMeeken

THAT the Resolutions adopted while Council was “In-Camera” and the deliberations which took place therein be hereby approved.

CARRIED

16. BY-LAWS

16.1 A By-Law to confirm the proceedings of the Council Meeting of March 11, 2008.

Resolution 04-08-63

Moved by: C. Zieman

Seconded by: E. Tumak

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THAT By-Law 12-08 being a By-Law to confirm the proceedings of the Council Meeting of March 11, 2008, having been read a first time on March 11, 2008 be now considered as read a second time and a third time on March 11, 2008 and be finally passed, signed, sealed and number assigned.

CARRIED

17. MOTION TO ADJOURN

Resolution 04-08-64

**Moved by: C. Zieman
Seconded by: E. Tumak**

THAT this March 11, 2008 meeting of the Council of the Town of Deseronto be adjourned.

CARRIED

(Signed)

**MAYOR
(Norman J. Clark)**

**CLERK
(Bryan Brooks)**