

Minutes of a regular meeting of the Council of the Municipality of Middlesex Centre held this date at the Ilderton Community Centre at 4:00 p.m.

ATTENDANCE

PRESENT

Mayor Edmondson
Deputy Mayor Bannister
Councillor Filson
Councillor Brennan
Councillor Bloomfield
Councillor Ritchie
Councillor Berze

ALSO PRESENT

Greg Watterton	Acting Chief Administrative Officer/Treasurer
Stephanie Troyer-Boyd	Acting Clerk
Maureen Looby	Director, Public Works & Engineering
Arnie Marsman	Director, Planning & Development Services / Chief Building Official
Marc Bancroft	Senior Planner
Wayne Shipley	Acting Fire Chief
Kim Thompson	Tax Collector/Deputy Treasurer

Mayor Edmondson presided.

The reporter from the Middlesex Banner was in attendance.

ADDITIONS TO THE AGENDA

None were disclosed by any of the members.

DECLARATION OF PECUNIARY INTEREST

Councillor Ritchie declared a pecuniary interest with respect to Consent Agenda item #4 – Minutes of the Committee of Adjustment – as he had an application at Committee of Adjustment.

Mayor Edmondson introduced Kim Thompson who has joined the municipality as the Tax Collector/Deputy Treasurer in the Treasury Department. Mayor Edmondson welcomed Kim to Middlesex Centre.

MINUTES

1. Resolution # 2009/256
Moved by Frank Berze
Seconded by Albert Bannister

THAT the minutes of the regular meeting of Council held on November 4, 2009 be approved.

- Carried -

2. Resolution # 2009/257
Moved by Brian Ritchie
Seconded by Frank Berze

THAT the minutes of the regular meeting of Council held on November 18, 2009 be approved.

- Carried -

IN CLOSED SESSION

1. Resolution # 2009/258

Moved by Clare Bloomfield
Seconded by Albert Bannister

THAT Council move in to closed session at 4:05 p.m. for matters pertaining to labour relations or employee negotiations (2010 Cost of Living Increase) and potential litigation (Meadowcreek Wall) in accordance with Sections 239 (2) (e) and (d) of the Municipal Act, S.O. 2001, c.25, as amended.

- Carried -

2. Resolution # 2009/259
Moved by Clare Bloomfield
Seconded by Brian Ritchie

THAT Council reconvene in regular session at 4:40 p.m.

- Carried -

BUSINESS FROM IN CLOSED SESSION

Resolution # 2009/260
Moved by Brian Ritchie
Seconded by Albert Bannister

THAT staff be directed to send correspondence to the developer of Meadowcreek Estates indicating that if the developer facilitates the repair of the Meadowcreek wall along Hyde Park Road, the municipality will be prepared to amend the subdivision agreement or alternatively, the developer fulfill the terms of the present subdivision agreement including the removal of the wall and the installation of the required cedar hedge and;

FURTHER THAT the correspondence be copied to the 10 affected landowners.

- Carried -

Resolution # 2009/261
Moved by Albert Bannister
Seconded by Clare Bloomfield

THAT staff be directed to implement a 2% increase to the 2009 salary ranges to come into effect January 1, 2010.

- Carried -

CONSENT AGENDA

Councillor Ritchie left the meeting as he had declared a pecuniary interest with respect to the Minutes of the Committee of Adjustment meeting.

Resolution # 2009/262
Moved by Ken Filson
Seconded by Frank Berze

THAT Council receive the Minutes of the Committee of Adjustment Hearing held November 23, 2009.

- Carried -

Councillor Ritchie returned to the meeting.

Deputy Mayor Bannister asked that Recommendation 2.2 from the Public Works and Engineering Committee be removed from the Consent Agenda for further discussion. Deputy Mayor Bannister stated that he believes it is premature to proceed with the Delaware Operations Centre expansion. He stated that it would be

beneficial to complete the Denfield Operations Centre expansion and then determine the servicing needs for the Delaware Operations Centre area. Director of Public Works and Engineering, Maureen Looby, stated that the expansion of the Delaware site is needed in order to decommission Arva and close Coldstream and that each change is contingent on the others taking place.

Councillor Brennan questioned the efficiencies that would be gained by expanding the Delaware site. Deputy Mayor Bannister recognized there was a concern that the minimum maintenance standards will not be met without the expansion of the Delaware site. He questioned why there was a concern if the standard is presently being met.

Councillor Berze and Mayor Edmondson stated that council had made a decision to go to a system with two operations centres and felt that it was too late to make changes to that decision. Councillor Berze stated that there has been a study completed by experts, that staff has agreed with the study and he felt that Council was not in a position to refute that recommendation.

Resolution # 2009/263

Moved by Albert Bannister

Seconded by John Brennan

THAT Council reject Report Number PWE-068-09/T entitled 'Delaware Operations Centre Expansion Project Consultant Selection' to undertake the Delaware Operations Centre Expansion Project until the Denfield Operations Centre is complete in order to better determine the servicing requirements for the Delaware Operations Centre area.

- Lost -

Councillor Filson stated that he was concerned with the implementation strategy for the 2009 Road Needs Study. He suggested that traffic management is the issue and that the municipality needs to find a way to manage the traffic on the roads and ensure that high volume traffic stays on roads that are built for it like county roads and provincial highways. He stated that the philosophy to build roads to suit the traffic volume is backward. He asked that a report outlining traffic management on municipal roads be prepared and forwarded to Council. It was confirmed that the report will go to the January 6, 2010 Council meeting.

Councillor Brennan discussed the recommendation from the Corporate Services Committee regarding the firefighter staffing compliment at the Bryanston Station. He suggested that the Fire Department be proactive and solicit applications from individuals who could commit to daytime firefighting. Councillor Brennan recognized that the staffing compliment was compromised during the day because many volunteers are shift workers and unavailable during those hours. Acting Chief Shipley supported this suggestion.

Councillor Berze suggested that the recommendation from the Corporate Services Committee regarding the committee structure be decided by Council rather than sending it to the Recreation and Facility Services Committee for discussion. The report suggests a realignment of the committees to mirror the municipality's departmental structure and disbanding the Recreation and Facility Services Committee and incorporating it into the Corporate Services Committee. The public representation would be lost from the committee and Councillor Berze suggested a Citizen Advisory Committee would be beneficial to provide input on fees and programming issues. Councillor Brennan agreed that Council should be making decisions on committee structure but does not see the need for a Citizen Advisory Committee. He stated that the municipality presently consults with user groups on issues and a separate committee of citizens would duplicate that process.

Deputy Mayor Bannister clarified that Corporate Services Committee would deal with matters that presently go to the Recreation and Facility Services Committee. Mayor

Edmondson suggested that the public representation is important to have community input.

It was agreed that the recommendation would go to Recreation and Facility Services Committee for further discussion.

Councillor Filson asked for clarification on the recommendation from Corporate Services Committee regarding the Prince Andrew School property. Senior Planner, Marc Bancroft, stated that it is difficult to proceed with a severance of the property without knowing what the use of the land will be. However, he did state that under The Planning Act, a municipality can sever a property without going through the public process. Councillor Filson stressed the need for public input on the use of the property. Councillor Berze agreed that it is hoped that the public meeting will generate ideas that should help Council decide the direction they want to proceed with the property.

Councillor Filson requested confirmation that Council was not considering the recommended arena fees for 2011 fees at the December 16, 2009 Public Meeting. Director of Finance and Community Services, Greg Watterton, confirmed that only 2010 would be considered.

Resolution # 2009/264

Moved by Clare Bloomfield

Seconded by Brian Ritchie

1. THAT Council receive the Minutes of the November 18, 2009 Planning and Development Services Committee meeting and concur with the following recommendations:
 - 1.1 THAT the General Amendment to the Middlesex Centre Official Plan in respect of the implementation of Urban Design Guidelines and Site Plan Manual; and, policy direction in respect of Minimum Distance Separation (MDS) Formulae; be approved.
2. THAT Council receive the minutes of the Public Works and Engineering Committee meeting of November 23, 2009 and concur with the following recommendations:
 - 2.1 THAT the Drainage Superintendent be directed to proceed with the municipal drainage works and to notify the affected landowners and appropriate agencies of the decision to proceed with the drainage works as seen in Report Number PWE-065-09/DR entitled 'Drainage Petition – Cucksey Zavitz'.
 - 2.2 THAT the engineering consultant firm of Spriet Associates London Limited be selected as outlined in Report Number PWE-068-09/T entitled 'Delaware Operations Centre Expansion Project Consultant Selection' to undertake the Delaware Operations Centre Expansion Project in accordance with their proposal submission dated October 28, 2009 at an upset cost limit of \$125,000.00; and

FURTHER THAT Staff be authorized to execute the necessary documents.
 - 2.3 THAT, staff be authorized to adopt the Manure Pipeline Standard and Agreement as outlined and attached to Report Number PWE-061-09/T entitled 'Perspective on Commercial Farm Operations Transporting Material on Sub Standard Roads'; and

FURTHER THAT, the fee By-Law be amended to include a suggested annual road user fee of \$250.00

- 2.4 THAT contact be made to other municipalities as a means of seeking support from ROMA, AMO, Good Roads, and the farming organizations to indicate that the farming community needs to support and protect rural roadways.
- 2.5 THAT staff be directed to correspond with the three businesses, explaining the situation and the estimated costs associated with the proposed repair as outlined in Report Number PWE-069-09/T entitled 'North East Corner of Longwoods Road and Gideon Drive – Right of Way Repair' and that a written response would be needed for Council's consideration.
- 2.6 THAT the 2009 Road Needs Study Report as seen in Report Number PWE-071-09/T entitled 'Road Needs Study – Acceptance of Report' is accepted by Council as a guideline for the purposes of long term transportation management operations.

FURTHER THAT the implementation strategy for the 2009 Road Needs Study will be brought forward within a six month time frame to PWE Committee.

3. THAT Council receive the Minutes of the November 23, 2009 Corporate Services Committee meeting and concur with the following recommendations:
 - 3.1 THAT the Business Continuity Plan for Pandemic attached to Report No. PS-F-2009-022 entitled 'Draft Municipality of Middlesex Centre Business Continuity Plan for Pandemic' and dated November 19, 2009, be approved as amended.
 - 3.2 THAT the maximum number of active firefighters at the Bryanston Station be increased from the current eighteen (18) up to twenty two (22) to provide adequate firefighting personnel in the Bryanston response area.
 - 3.3 THAT the penalty charges be confirmed on roll no. 39-39-034-060-03900-0000.
 - 3.4 THAT the Recreation & Facility Services Committee be requested to discuss and make recommendations regarding the effectiveness and appropriate placement of the Recreation and Facilities component within the standing committee structure as well as means of obtaining community input on an ongoing basis if not through public representation on a separate Recreation & Facility Services Committee.
 - 3.5 THAT, the proposal from Olameter dated November 17, 2009 to provide quarterly meter readings, meter and touchpad repairs, collection notice deliveries, water service connection & disconnection, and final meter readings be accepted.
 - 3.6 THAT a public meeting be held in January 2010 for the purpose of educating members of the community about the former Prince Andrew School facility and gathering public input on its future use.
 - 3.7 THAT By-law 2009-098 being a By-law to Establish Various Fees and Charges for Services Provided by the Municipality of Middlesex Centre (Fee Consolidation By-law) as amended, be forwarded for consideration of enactment to the December 16, 2009 public meeting of Municipal Council.
4. THAT the accounts as presented by the Treasurer in the amount of \$6,232,454.35 be approved for payment.

- Carried -

STAFF REPORTS

1. PLANNING AND DEVELOPMENT SERVICES DEPARTMENT

1.1 Planning

1.1.1 There were no reports or inquiries

1.2 Building

1.2.1 There were no reports or inquiries.

1.3 By-law Enforcement

1.3.1 Director of Planning and Development Services, Arnie Marsman, reported that two charges were pending for by-law enforcement infractions.

2. PUBLIC WORKS AND ENGINEERING DEPARTMENT

2.1 Environmental Division

2.1.1 Director of Public Works and Engineering, Maureen Looby, confirmed that there would not be a Public Works and Engineering Committee meeting in December.

2.2 Transportation Division

2.2.1 There were no reports or inquiries.

2.3 Drainage Division

2.3.1 There were no reports or inquiries.

3. FINANCE AND COMMUNITY SERVICES

3.1 Treasury

3.1.1 Report No. T012-TC - Applications for Cancellation / Reduction of Taxes

Resolution # 2009/265
Moved by Albert Bannister
Seconded by Ken Filson

THAT Council receive Report T012-TC dated November 11, 2009 and entitled "Applications for Cancellation/Reduction of Taxes" and approve the assessment and tax adjustments as per the recommendations of the Municipal Property Assessment Corporation and Tax Collector respectively.

- Carried -

3.1.2 There were no further reports of inquiries.

3.2 Community Services

3.2.1 Wellness Centre – Verbal Update

Councillor Ritchie provided Council with an update on different issues regarding the Wellness Centre. He confirmed that

Ministry of the Environment has granted permission to go forward on a conditional basis with the stormwater management facility. Councillor Berze provided an updated budget. Councillor Ritchie stated that there were more funding programs that will be pursued for various projects. He also provided Council with a brief update on the fundraising initiative and stated that the donor recognition document will be presented to Council at the December 16, 2009 meeting.

3.2.2 There were no reports or inquiries.

4. **ADMINISTRATION SERVICES**

4.1 Fire & Emergency Services

4.1.1 There were no further reports or inquiries.

4.2 Clerk

4.2.1 Report No. CCS012-AC – By-Law 2009-100 – Establish Emergency Management Program and Appoint CEMC

Resolution # 2009/266

Moved by Frank Berze

Seconded by Clare Bloomfield

THAT Council receive Report CSD012-AC entitled “By-Law 2009-100 – Establish Emergency Management Program and Appoint CEMC”, and

FURTHER THAT By-law 2009-100 being a by-law to establish an Emergency Management Program and to appoint a Community Emergency Management Co-ordinator and Alternates for the Municipality of Middlesex Centre be approved.

- Carried -

4.2.2 Councillor Filson noted that he and Inspector Stephens, representing the Middlesex Group Police Services Board will be visiting the four Councils to provide an update early in 2010. He confirmed that Middlesex Centre will receive municipal specific statistics from the Ontario Provincial Police as has been past practice.

4.3 By-laws

Resolution #2009/267

Moved by Albert Bannister

Seconded by Ken Filson

THAT By-law 2009-100, being a By-law to establish an Emergency Management Program and to Appoint a Community Emergency Management Co-ordinator and Alternates for the Municipality of Middlesex Centre be approved and this constitutes first, second and third reading and By-law 2009-100 is hereby enacted.

THAT By-law 2009-101, being a By-law to adopt Amendment No. 26 to the Official Plan of the Municipality of Middlesex Centre for all lands within the Municipality of Middlesex Centre be approved and this constitutes first, second and third reading and By-law 2009-101 is hereby enacted.

THAT By-law 2009-102, being a By-law approving and ratifying a Site Plan Agreement between Kilworth Business Park Inc. and Joseph Peter Whatmore as the "Owner" and the Municipality of Middlesex Centre as the "Municipality" for the lands described as Block 1, Registered Plan 33M-324 (geographic Township of Lobo) Municipality of Middlesex Centre be approved and this constitutes the first, second and third reading and By-law 2009-102 is hereby enacted.

THAT By-law 2009-103, being a By-law approving and ratifying a Site Plan Agreement between 1625973 Ontario Ltd. as the "Owner" and the Municipality of Middlesex Centre as the "Municipality" for the lands described as Part of Block 5 on Registered Plan 33M-324 and known more specifically as Part 1 on Reference Plan 33R-15794 (geographic Township of Lobo) Municipality of Middlesex Centre be approved and this constitutes the first, second and third reading and By-law 2009-103 is hereby enacted.

- Carried -

INFORMATION ITEMS

Deputy Mayor Bannister asked that the correspondence from the Historica Dominion Institute regarding a Veteran Appreciation Day be forwarded to Corporate Services Committee for consideration.

CONFIRMING BY-LAW

1. Resolution # 2009/268
Moved by Clare Bloomfield
Seconded by John Brennan

THAT By-law Number 2009-104 being a By-law to confirm the proceedings of the Council meeting held on December 2, 2009 be approved and that this constitutes the first, second and third reading and By-law Number 2009-104 is hereby enacted.

- Carried -

ADJOURNMENT

There being no further business, this meeting of Council adjourned at 6:00 p.m. to meet again on Wednesday, December 16, 2009 at 7:00 p.m.

MAYOR

CLERK

INFORMATION

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