

**MINUTES**  
**For the Regular Meeting of the**  
**Council of the Municipality of West Grey**  
**Held on Monday, August 24, 2009 at 6:00 p.m.**  
**At the Council Chambers – West Grey Municipal Office**

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<u>Council</u>	Mayor Kevin Eccles, Deputy Mayor Dan Sullivan, Councillor John A. Bell, Councillor John S. Black, Councillor Bev Cutting, Councillor Carol Lawrence, Councillor Don Marshall, Councillor David Mollison
Absent	Councillor Bev Plume
<u>Staff</u>	Christine Robinson, CAO/Clerk, Mark Turner, Deputy Clerk; Kerri Mighton, Treasurer-Deputy Tax Collector; Ken Gould, Public Works Manager Phil Schwartz, Fire Chief; Rene Berger, Police Chief, Brian Marcell, C.B.O./By-law Enforcement Officer – during Emergency Control Group update re: Tornado event

**Lord’s Prayer/Moment of Reflection**

**Declarations of Pecuniary Interest**

Mayor Eccles declared a conflict of interest relating to resolution no.s 323-09 and 304-09 (By-law No. 64-2009). Mayor Eccles did not participate in any discussion regarding these resolutions, and left the Council Chambers prior to any Council discussion on same.

**Closed Session**

**BELL-MOLLISON, WHEREAS, the Municipal Act, S.O. 2001, Section 239 (2), authorizes Councils of municipalities to close to the public a meeting or part of a meeting for dealing with certain subject matters, NOW THEREFORE BE IT RESOLVED, that the Municipality of West Grey, does now go into a closed session of Council at 6:09 p.m., with the CAO/Clerk, Deputy Clerk, Chief Building Official, and Public Works Manager, to discuss items which relate 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; litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board; the receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose; and a matter in respect of which a council, board, committee or other body has authorized a meeting to be closed under another Act.. ... #313-09** **CARRIED.**

**MARSHALL-LAWRENCE, BE IT RESOLVED THAT, the Council of the Municipality of West Grey hereby returns to Open Session of Council at 7:13 p.m. ... #314-09** **CARRIED.**

(2) August 24, 2009

(Mayor Eccles confirmed that only closed session items identified were discussed in closed session).

**Matters Arising from the Closed Session - None**  
**Public Meetings - None**

**Part I - Consent Agenda**

**BELL-BLACK, BE IT RESOLVED THAT, Items A1 to D3 inclusive, contained in Part 1 – Consent Agenda, be adopted;  
AND FURTHER THAT, authorization be given for the action to be taken as may be necessary to give effect to the recommendations contained therein.**

... #315-09

**CARRIED.**

**Adoption of Minutes**

**Council:**

- A1 Minutes of Regular Council Meeting – August 5, 2009
- Minutes of Special Council Meeting – August 10, 2009

**Committees:**

- A2 West Grey Fire Committee – June 18, 2009
- Neustadt Recreation Advisory Committee – July 8, 2009
- West Grey Public Works Committee – July 9, 2009
- West Grey Fire Committee – August 6, 2009 (draft)
- West Grey Public Works Committee – August 6, 2009 (draft)
- West Grey Committee of Adjustment – August 10, 2009 (draft)
- West Grey Planning Advisory Committee – August 10, 2009 (draft)
- Neustadt Recreation Advisory Committee – August 13, 2009 (draft)

**Other**

- A3 Saugeen Municipal Airport – June 10, 2009
- Drinking Water Source Protection Committee – June 26, 2009 – resolution #316-09

**MARSHALL-CUTTING, BE IT RESOLVED THAT, the minutes of the Regular Meeting of the Council of the Municipality of West Grey, held on August 5, 2009, and the minutes of the Special Council of the Municipality of West Grey, held on August 10, 2009, be adopted as printed, and amended, respectively;**

**AND FURTHER THAT, the Minutes of the West Grey Committees – A2, be received, as circulated;**

**FURTHER THAT, the Other Minutes – A3, be received, as circulated.**

... #316-09

**CARRIED.**

**Award of Tenders**

- B1 None

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**Routine Department Reports**

- C1 CBOC/By-law Enforcement Officer – Report #CBOC 08/24/09 (received for information)
- C2 C.A.O./Clerk - Report #CC 08/24/09 – resolution #317-09

**CUTTING-MARSHALL, BE IT RESOLVED THAT, the Council of the Municipality of West Grey hereby approves the following payments for livestock claims:**

**Les and Helen Miller, Lot 28, Concession 6, Bentinck, suffered the loss of one Suffolk lamb in the total amount of \$170.00, on or about July 22, 2009.**

**Glen Simpson, Lot 14, Concession 6, Glenelg, suffered the loss of one Charlois X in the total amount of \$650.00, on or about August 5, 2009.**

**Glen Simpson, Lot 14, Concession 6, Glenelg, suffered the loss of one Charlois Heifer in the total amount of \$540.00, on or about August 11, 2009.**

**Les and Helen Miller, Lot 28, Concession 6, Bentinck, suffered the loss of one Suffolk Ewe in the amount of \$128.00 and one Suffolk Lamb in the amount of \$122.50, for a total amount of \$250.50, on or about August 12, 2009.**

**Les and Helen Miller, Lot 23, Concession 6, Bentinck, suffered the loss of two Suffolk Lambs, both in the amount of \$140.00, for a total amount of \$280.00, on or about August 16, 2009.**

**Doug Miller, Lot 11, Concession 7, Elmwood, suffered the loss of two Texall Lambs, both in the amount of \$180.00, for a total amount of \$360.00, on or about August 17, 2009. ... #317-09**

**CARRIED.**

**By-Laws - 1<sup>st</sup> & 2<sup>nd</sup> Reading**

- D1 61-2009 A By-law to enter into an Agreement with the Coca-Cola Bottling Company
- D2 66-2009 A By-law to assume Part Lot 25, Concession 10, Part 1, RP17R-168, former Township of Bentinck, into the Municipality of West Grey highway system
- D3 67-2009 A By-law to enter into a Contract for the Durham Arena Food Booth (Corey Harris) – resolution #318-09

**LAWRENCE-MARSHALL, BE IT RESOLVED THAT, By-law Numbered 61-2009, 66-2009 & 67-2009 be introduced and read a first and second time.**

**... #318-09**

**CARRIED.**

**Miscellaneous Correspondence** (For Information Only - Not Circulated but Available for Viewing at Meeting)

- E1 Grey Roots Museum & Archive – August 2009 Grey Roots E-Update
- E2 Grey-Bruce Health Unit – August 14, 2009 Board Report
- E3 Grey-Bruce Health Unit – April-June 2009 Newsletter
- E4 Grey-Bruce Health Unit – re: Crystal Meth Task Force Issues
- E5 Drinking Water Source Protection Committee – July 2009 Bulletin

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- E6 Ontario Property & Environmental Rights Alliance – re: Ontario Endangered Species Act (ESA 2007)
- E7 Rick Parker, Canine Control Officer/Livestock Valuer Report – month of July, 2009

**Future Committee Meetings**

- F1 West Grey Public Works Committee – September 3, 2009, 8:30 a.m., West Grey Municipal Office
- F2 West Grey Waste Management & Environmental Committee – September 3, 2009, 4:00 p.m., West Grey Municipal Office

**Part II - Regular Agenda**

The West Grey CAO/Clerk provided a brief update on status of the State of Emergency respecting the recent F2 Tornado event, noting the State of Emergency remains in effect in the Municipality.

The West Grey Fire Chief provided a brief recounting of fire department activities at the time of the tornado and to date. The activities of the West Grey Fire Department, as it relates to the Tornado event, have wound down. The West Grey Fire Chief indicated some improvements will be made to emergency plans and procedures to more effectively deal with any future emergencies

The West Grey Police Chief provided Council with insight into West Grey Police activities since the Tornado event occurred, noting that all officers were called out by dispatch immediately after occurrence of the event. The West Grey Police Chief mentioned that, other municipal police departments, including the Shelburne, Hanover, Saugeen Shores, and OPP have assisted during the Tornado event and recovery process. West Grey Police have a list of currently uninhabitable residences to patrol. The West Grey Police Chief stated his satisfaction with the emergency response of departments, agencies and staff.

The West Grey Public Works Manager noted there were a number of roads closed immediately after the Tornado hit the Municipality, however, by Thursday night, most roads were cleared except some sections where Hydro work was being conducted. All roads were open as of Friday night. The Public Works Manager indicated a lot of help was received from municipalities and contractors, with work ongoing.

The West Grey C.B.O./By-law Enforcement Officer reported that he was dealing with safety zones and demolition plans subject to hydro clearance. A number of damaged properties have been identified by mapping for future damage assessment purposes.

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Steve Beatty, Field Officer, Emergency Management Ontario, reported that West Grey has managed the emergency in an excellent manner, as the Emergency Plan was followed, and leadership exemplified by Community Control Group and municipal staff. The volunteer response is excellent, with Hydro and Grey County EMS & Social Services providing invaluable contributions. Mr. Beatty noted there were seven different tornados that touched down in Ontario that evening, starting in West Grey, being a F2 Tornado. The Municipality is doing a good job in the recovery stage. The Control Group is ensuring services are available to meet the emotional needs of citizens.

The CAO/Clerk reported that a number of press releases have been sent out; that the municipal office was open until late Friday, and on the weekend from 8:30am to 4:30 pm. A Provincial Assessment team came to the Municipality on Sunday to survey the damage, and Premier McGuinty also toured the area on Sunday as well. There was a structured media conference on Friday held at the Durham Fire Hall.

Deputy Mayor Sullivan mentioned he was pleased that the Premier of Ontario came to the Municipality to survey the damage done by the F2 Tornado. Information on the amount of damage is being compiled in order to foster financial assistance from the Province. Life is returning to normal. The Deputy Mayor expressed his appreciation to members of the community, agencies, volunteers, Council, business owners, and municipal staff.

Councillor Lawrence reported that the Durham Legion offered their facilities for food services, with assistance from the Lions Club. Meals were served and delivered to affected landowners/workers. A lot of food was donated, and all in all, a great response was realized.

Mayor Eccles reported that he toured the site last night after returning from Germany, and was not surprised by the high level of response from volunteers and the effective response from the Emergency Control Group. The State of Emergency will remain in effect at this time, with the recovery period currently underway. Mayor Eccles extended condolences to the MacPherson family regarding the loss of their son as a result of the Tornado event, indicating the memorial service is to be held on Tuesday, 11:00 a.m., at the Lutheran Church. The Police Chief and Deputy Mayor also extended condolences to the MacPherson family.

#### **Communications from the Mayor and Council**

Deputy Mayor Sullivan reported that the Durham Activity Centre is co-hosting a boxing fundraiser this weekend to raise funds for the West Grey Tornado Relief Fund.

Mayor Eccles indicated Big Brothers/Big Sisters has requested the Municipality to declare September 2009 as Big Brothers/Big Sisters month, and also to permit their raising of the flag at the West Grey Municipal Office. (see resolution #327-09)

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Brian Marcell, C.B.O. & By-law Enforcement Officer, requested some direction from Council on whether or not Council is prepared to waive building permit fees required for structures/buildings damaged or destroyed by the F2 Tornado event.

### **Delegations**

#### **Bill Krul, Lot 25, Con. 6 (Bentinck)**

Bill Krul came before Council to request waiving of a septic permit application fee due to the failure of an existing septic system that was installed a few years ago.

Les MacKinnon, West Grey Environmental Health Officer, provided a brief background of the relevant circumstances relating to the failed septic system, and recommended Council reimburse the fee paid for Septic System Application #33-2009 by William & Jane Krul.

Council referred this item to the West Grey Public Works Committee, and asked for a written report from the West Grey Environmental Health Officer.

### **Business Arising from the Previous Meeting - None**

### **Managers' Report/Question Period**

#### **Treasurer - Report #TR 08/24/09**

Approval of Accounts, Voucher #15-2009 – resolution #319-09

Recommendations from Aug. 12/09 Finance Committee Finance Meeting – resolution #320-09

Council Remuneration Summary – month of July 2009 & Year-To-Date (received for information)

Ontario Disaster Relief Assistance Program (ODRAP) (Council called a Special Council meeting to be held on September 3, 2009, at 1:00 p.m., and requested the Treasurer/Deputy Tax Collector to prepare an in-depth report respecting ODRAP funding.

**SULLIVAN-BELL, BE IT RESOLVED THAT, the Treasurer be authorized to pay the accounts presented as Voucher #15-2009 of the Municipality of West Grey, in the amount of \$862,286.18. ... #319-09 CARRIED.**

**MARSHALL-CUTTING, RESOLVED THAT, the Council of The Municipality of West Grey approves the Finance Committee recommendation to support Neustadt Christmas in the Village in the amount of \$500.00 for 2009; AND FURTHER THAT, a full accounting of this year's activities be submitted to the Treasurer by January 31, 2010. ... #320-09 CARRIED.**

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Public Works Manager - Report #PWMR 08/24/09

Normanby Gravel Pit Rehabilitation – resolution #321-09

Sidewalk Replacement Quotes – resolution #322-09

Neustadt Normanby Agricultural Society (Council consented to the request from the Society to permit the use of the Neustadt Community Hall on the Friday instead of the Saturday during the Fall Fair)

**SULLIVAN-BLACK, BE IT RESOLVED THAT, the Council of The Municipality of West Grey accepts the recommendation of the Public Works Committee and accepts the lowest quote of \$18,000.00 plus applicable taxes from B.E. Hopkins Excavating & Bulldozing to rehabilitate the Normanby Gravel Pit at lots 45 and 46 Concession 3WGR. ... #321-09 CARRIED.**

**MARSHALL-LAWRENCE, BE IT RESOLVED THAT, the Council of The Municipality of West Grey accepts the recommendation of the Public Works Committee and accepts the lowest quote of \$43,230.00 from Saugeen Concrete Finishing for sidewalk replacement in Ayton, Neustadt and Durham as per quote.**

**RECORDED VOTE**

**FOR: Councillor Bell, Councillor Black, Councillor Cutting, Mayor Eccles, Councillor Lawrence, Councillor Mollison**

**AGAINST: Councillor Marshall, Deputy Mayor Sullivan  
... #322-09**

**CARRIED.**

CAO/Clerk – Report #CR 08/24/09

Proposed By-law No. 64-2009 – resolution #323-09, #304-09 (Mayor Eccles declared a conflict of interest relating to resolution no.s 323-09 and 304-09 (By-law No. 64-2009). Mayor Eccles did not participate in any discussion regarding these resolutions, and left the Council Chambers prior to any Council discussion on same.)

Markdale Area Fire Department Asset Valuation - Municipality of Grey Highlands to provide full cash payout amount for West Grey's share of assets (received for information)

Warden's Forum for 2009 (Council to provide CAO/Clerk with suggested items for discussion at the Warden's Forum)

Meeting Request Landowner to the Premier of the Province of Ontario, Dalton McGuinty (consider as Wardens Forum topic)

**MOLLISON-BLACK, RESOLVED THAT, the Council of The Municipality of West Grey hereby lifts resolution #304-09 from the table. ... #323-09 CARRIED.**

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**MOLLISON-BLACK, BE IT RESOLVED THAT, By-law Number 64-2009, being a By-law to enter into a Memorandum of Understanding with the Interforest Looking Forward Adjustment Committee to compensate their Coordinator through the West Grey employment system, be now read a third time, passed and numbered, and that the said by-law be signed by the Mayor and CAO/Clerk, sealed with the seal of the Corporation and be engrossed in the by-law book. ... #304-09 DEFEATED.**

**By-Laws – Third Readings**

- D1 61-2009 A By-law to enter into an Agreement with the Coca-Cola Bottling Company – resolution #324-09
- D2 66-2009 A By-law to assume Part Lot 25, Concession 10, Part 1, RP17R-168, former Township of Bentinck, into the Municipality of West Grey highway system – resolution #325-09
- D3 67-2009 A By-law to enter into a Contract for the Durham Arena Food Booth (Corey Harris) – resolution #326-09

**LAWRENCE-CUTTING, BE IT RESOLVED THAT, By-law Number 61-2009, being a By-law to enter into an Agreement with the Coca-Cola Bottling Company, be now read a third time, passed and numbered and that the said by-law be signed by the Mayor and CAO/Clerk, sealed with the seal of the Corporation and be engrossed in the by-law book. ... #324-09 CARRIED.**

**MOLLISON-SULLIVAN, BE IT RESOLVED THAT, By-law Number 66-2009, being a By-law to assume Part Lot 25, Concession 10, Part 1, RP17R-168, former Township of Bentinck, into the Municipality of West Grey highway system, be now read a third time, passed and numbered, and that the said by-law be signed by the Mayor and CAO/Clerk, sealed with the seal of the Corporation and be engrossed in the by-law book. ... #325-09 CARRIED.**

**MARSHALL-CUTTING, BE IT RESOLVED THAT, By-law Number 67-2009, being a By-law to enter into a Contract for the Durham Arena Food Booth (Corey Harris), be now read a third time, passed, and numbered and that the said by-law be signed by the Mayor and CAO/Clerk, sealed with the seal of the Corporation and be engrossed in the by-law book. ... #326-09 CARRIED.**

**New Business**

Waiving of Municipal Building Permit Fees (referred to Sept. 3/09 Special Council Meeting)

**Addendum - None**

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**Notice of Motion/Direct Motions**

Big Brothers – resolution #327-09

Waiving of Bldg Permit Fees (A proposed Direct Motion to waive building permit fees for buildings/structures damaged by the F2 Tornado Event did not get 2/3 Council approval to introduce at this meeting, and therefore, will be included in the September 3, 2009 Special Council Meeting)

**SULLIVAN-BELL, BE IT RESOLVED THAT, the Council of the Municipality of West Grey hereby declares September 2009 as Big Brothers Big Sisters month, and authorizes flying of their flag during the month of September.**

... #327-09

**CARRIED.**

**Closed Session – Incomplete Items Only – n/a**

**Matters Arising from Closed Session – Incomplete Items Only – n/a**

**Question Period**

In response to a question asked by Council, the West Grey CAO/Clerk indicated that the allocation of proceeds from the Markdale Fire Department will have to be determined by Council.

Council requested municipal staff to place large newspaper advertisements in local papers to thank volunteers for their response during the F2 Tornado event, and also requested Mayor Eccles to submit a letter to newspaper editors regarding same.

**Municipal Act – Notices** - None

**Adjournment**

**MOLLISON, RESOLVED THAT, we do now adjourn at 9:10 p.m., to meet again on Wednesday, September 2<sup>nd</sup>, 2009, 10:00 a.m., or at the call of the Mayor.**

**CARRIED.**

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Kevin Eccles, Mayor

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Christine Robinson, CAO/Clerk