

**MINUTES**  
**For the Regular Meeting of the**  
**Council of the Municipality of West Grey**  
**Held on Monday, July 20, 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, 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 – during reports; Randy Murray, Durham Arena Facility Manager, during “Durham Arena and Community Centre” discussion in Report CR #07-20-09

**Lord’s Prayer/Moment of Reflection**  
**Declarations of Pecuniary Interest - None**

**Closed Session**

**MARSHALL-PLUME, 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 6:07 p.m., with the CAO/Clerk, Deputy Clerk, 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; and the receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose. ... #266-09** **CARRIED.**

**BLACK-BELL, BE IT RESOLVED THAT, the Council of the Municipality of West Grey hereby returns to Open Session of Council at 7:14 p.m. ... #267-09** **CARRIED.**

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

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

(2) July 20, 2009

**Part I - Consent Agenda**

**BELL-MOLLISON, BE IT RESOLVED THAT, Items A1 to D4 inclusive, contained in Part 1 – Consent Agenda, be adopted, save and except By-law No. 58-2009;**

**AND FURTHER THAT, authorization be given for the action to be taken as may be necessary to give effect to the recommendations contained therein.**

**... #268-09**

**CARRIED.**

**Adoption of Minutes**

**Council:**

A1 Minutes of Regular Council Meeting – July 6, 2009

**Committees:**

- A2 West Grey Committee of Adjustment – February 9, 2009
- West Grey Fire Committee – April 16, 2009
- Normanby Recreation Advisory Committee – April 29, 2009
- West Grey Planning Advisory Committee – June 8, 2009
- Durham Recreation Advisory Committee – June 8, 2009
- Neustadt Recreation Advisory Committee – June 9, 2009
- Normanby Recreation Advisory Committee – June 10, 2009 (draft)
- West Grey Fire Committee – June 18, 2009 (draft) (attachment)
- Durham Recreation Advisory Committee – July 6, 2009 (draft)
- Neustadt Recreation Advisory Committee – July 8, 2009 (draft)
- West Grey Committee of Adjustment – July 13, 2009 (draft)
- West Grey Planning Advisory Committee – July 13, 2009 (draft)

**Other**

- A3 Saugeen Valley Conservation Authority Board of Directors – March 19, 2009
- Saugeen Valley Conservation Authority Board of Directors – May 7, 2009
- Saugeen Valley Conservation Authority Board of Directors – June 3, 2009
- Saugeen Valley Conservation Authority Board of Directors – July 9, 2009 (draft)
- Saugeen Country Tourism Association – June 23, 2009 – resolution #269-09

**MARSHALL-PLUME, BE IT RESOLVED THAT, the minutes of the Regular Meeting of the Council of the Municipality of West Grey, held on July 6, 2009, be adopted as printed;**

**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.**

**... #269-09**

**CARRIED.**

**Award of Tenders**

B1 None

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**Routine Department Reports**

- C1 CBOC/By-law Enforcement Officer – Report #CBOC 07/20/09 (received for information)
- C2 C.A.O./Clerk - Report #CC 07/20/09 – resolution #270-09

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

**Jim Eccles suffered the loss of one Suffolk lamb, with an estimated live weight of 60 pounds, in the amount of \$150.00, killed by coyotes, on or about the 3<sup>rd</sup> day of July, 2009.**

**Keith Grein suffered the loss of one Dorsett lamb, with an estimated live weight of 50 pounds, in the amount of \$87.50, killed by coyotes, on or about the 5<sup>th</sup> day of July, 2009.  
... #270-09 **CARRIED.****

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

- D1 57-2009 A By-law to rescind By-law Number 53-2009
- D2 58-2009 A By-law to rezone lands described as West Part Lot 6, Concession 2, former Township of Normanby (Weierhauser/Hauser) (see “By-laws – 3<sup>rd</sup> Reading” section)
- D3 59-2009 A By-law to amend By-law Number 34-2009
- D4 60-2009 A by-law to approve and authorize the execution of a Contract for the operation of the food booth at the Normanby Arena – Ayton (Kathy Kocher) – resolution #271-09

**CUTTING-LAWRENCE, BE IT RESOLVED THAT, By-law Numbered 57-2009, 59-2009 & 60-2009 be introduced and read a first and second time.  
... #271-09 **CARRIED.****

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

- E1 Rick Parker, Canine Control Officer/Livestock Valuer Report – June, 2009
- E2 Town of Halton Hills – re: Bruce to Milton Corridor, Fair Compensation

**Future Committee Meetings**

- F1 West Grey Committee of the Whole – July 27, 2009, 9:00 a.m., West Grey Municipal Office

**Part II - Regular Agenda**

**7:05 p.m.**

**Communications from the Mayor and Council**

Mayor Eccles, and Councillors Marshall and Mollison, provided an update on past activities and events since the last regular meeting of Council, and on upcoming events and activities.

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### **Delegations**

#### **Jamie Duncan**

Jamie Duncan provided Council with information relating to the proposed Saugeen Community Shuttle taxicab business designed to provide wheelchair accessible transportation for persons with disabilities and for patient transfer for persons with medical needs, on a 24 hours per day, seven days per week basis. - resolution #272-09

**SULLIVAN-BELL, BE IT RESOLVED THAT, the Council of the Municipality of West Grey hereby approves the application for a Taxi Cab Business & Cab License for 2210305 Ontario Inc. (Saugeen Community Shuttle) and Taxi Driver License for Glen Parsons, effective until the 31<sup>st</sup> day of December, 2009. ... #272-09 CARRIED.**

#### **Tim Dyck**

Tim Dyck, co-owner of the Colour Jar in Durham, discussed proposed plans for the mural boards on Garafraxa Street. Local artists works will be highlighted in proposed design work, and some of the artwork will be placed on the mural boards as early as tomorrow.

#### **Ron Wilkin**

Ron Wilkin came before Council to discuss the possibility of building a house on a road that is not currently maintained year round, being 10<sup>th</sup> Sideroad between Concessions 5 & 7, in the former Township of Bentinck, citing taxes that would be realized. Dirk Emde is also interested in severing some lots along this road. Mr. Wilkin indicated the road is fairly well maintained at present, although there is a hill that would need some maintenance/construction work done. Problems with dumping of garbage could be minimized by opening of the road year round to facilitate future development.

Dirk Emde also spoke in support for the Municipality of West Grey to open up the road to year round status.

Council referred this matter to the next West Grey Public Works Committee for discussion and recommendation.

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

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

#### **Treasurer - Report #TR 07/20/09**

Approval of Accounts, Voucher #13-2009 – resolution #273-09

Hydro One Power Play Grant Gift Agreement – resolution #274-09

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

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**CUTTING-PLUME, BE IT RESOLVED THAT, the Treasurer be authorized to pay the accounts presented as Voucher #13-2009 of the Municipality of West Grey, in the amount of \$636,733.67. ... #273-09 CARRIED.**

**BLACK-SULLIVAN, BE IT RESOLVED THAT, the Council of the Municipality of West Grey hereby authorizes the Mayor and the CAO/Clerk to sign the Gift Agreement with Hydro One Networks Inc. for the Durham Minor Ball Magnetic Safety Bases. ... #274-09 CARRIED.**

(A request was presented to redirect a fire hydrant related invoice from the Durham Water portion of the general ledger to an account funded by the general levy. The Treasurer was directed to develop accounting option for fire hydrant costs which are for fire protection that are to be funded by the municipal tax levy.)

Public Works Manager - Report #PWMR 07/20/09  
Ayton Food Booth Operation (see By-law No. 60-2009)  
Closed Session – resolution #275-09  
Open Session – resolution #276-09

**LAWRENCE-CUTTING, 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 8:30 p.m., with the CAO/Clerk, Deputy Clerk, and Public Works Manager, to discuss items which relate to personal matters about an identifiable individual, including municipal or local board employees. ... #275-09 CARRIED.**

**SULLIVAN-BELL, BE IT RESOLVED THAT, the Council of the Municipality of West Grey hereby returns to Open Session of Council at 8:47 p.m. ... #276-09 CARRIED.**

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

Hydro One Biodiversity Initiative – resolution #277-09  
New Grader Tender – resolution #278-09

**CUTTING-LAWRENCE, RESOLVED THAT, the Corporation of The Municipality of West Grey accepts the recommendation of the Public Works Committee to direct staff to send a letter of interest to Hydro One to improve and restore fish habitat in the Durham Creek relating to the Bruce to Milton Biodiversity Initiative Program. ... #277-09 CARRIED.**

**BELL-BLACK, RESOLVED THAT, the Corporation of The Municipality of West Grey accepts the recommendation of the Public Works Committee to accept the tender from Nortrax for a 870G John Deere grader at a cost of \$273,870.00 plus**

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**applicable taxes and take \$45,779.60 from the equipment reserve and add to the capital budget set aside for the purchase of a grader in 2009.**

... #278-09

**CARRIED.**

Fire Chief – Report #FCR 07/20/09

Police/Fire Station Re-Roofing Project – resolution #279-09

Police/Fire Furnace Replacement (deferred decision until next regular Council meeting)

**MARSHALL-PLUME, RESOLVED THAT, the Council of The Municipality of West Grey awards the re-roofing tender for the West Grey Police/Fire Station to DJ Peat of Owen Sound for the estimated price of \$72,965.00 to be paid for in part by the Infrastructure Stimulus Grant. ... #279-09**

**CARRIED.**

(The estimated price includes the upgrade to 4” of insulation)

CAO/Clerk – Report #CR 07/20/09 (Reports #1 & #2)

Municipal Delegation Requests for Ministers’ Meeting, AMO Conference 2009 (contact Minister of Environment to discuss GeoTube/Eganville project)

Grey Bruce Regional Economic Development Partnership Advisory Committee (project idea to present is the Korean proposal for garbage-to-energy project, as well as ideas provided in CAO/Clerk Report) – resolution #280-09

Source Protection Committee Vacancy (deferred to a future meeting of Council.

CAO/Clerk to attempt to facilitate discussion with Group 4 municipalities with Don Smith, from Source Water Protection Committee)

Renovations to the Durham Arena & Community Centre (Randy Murray, Durham Arena Facilities Manager reviewed planned renovations to the Durham Arena & Community Centre with Council. Council directed municipal staff to proceed with further actions required to facilitate quotes for Phase I work to be brought back for consideration by Council. Tenders anticipated to be requested in Fall 2009 for Phase II renovations.)

Proposed By-law No. 58-2009 (see By-law No. 58-2009 – 3<sup>rd</sup> Reading section) (Council requested discussion relating to giving three readings of By-laws be held at the next Committee of the Whole meeting, with some municipal staff input)

Tim Dyck (Council consented to release of the \$500 grant to the Durham Art Gallery for backyard beautification of the Gallery)

Durham Tennis Court (see resolution #286-09)

Action Centre for Interforest (Provincial Government has provided money as an Action Centre for Interforest employees to provide training in securing employment, and the former Normanby Municipal Office will be utilized for said purpose at no monthly lease, save and except for utility costs, snow removal, and other incidental fees. Costs of Coordinator of the Action Centre will be put through West Grey books, with no costs to be incurred by West Grey in this regard)

Municipality of Grey Highlands – re: dissolution of Markdale Area Fire Department and payout to West Grey (Council directed CAO/Clerk to contact the Municipality of Grey Highlands to request full payment in cash for the payout amount)

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**MARSHALL-PLUME, RESOLVED THAT, the Council of The Municipality of West Grey hereby appoints the West Grey CAO/Clerk as an alternate representative to the Grey Bruce Regional Economic Development Partnership Advisory Committee. ... #280-09** **CARRIED.**

**By-Laws – Third Readings**

- D1 57-2009 A By-law to rescind By-law Number 53-2009 – resolution #281-09  
D2 58-2009 A By-law to rezone lands described as West Part Lot 6, Concession 2, former Township of Normanby (Weierhauser/Hauser) – resolution #282-09 **(DEFEATED)**  
D3 59-2009 A By-law to amend By-law Number 34-2009 – resolution #283-09  
D4 60-2009 A by-law to approve and authorize the execution of a Contract for the operation of the food booth at the Normanby Arena – Ayton (Kathy Kocher) (deferred)  
D5 45-2009 A By-law to provide for Drainage Works and borrowing on the credit of the Municipality (Municipal Drain No. 14 – Partial Reconstruction - 2009) – resolution #284-09

**MOLLISON-SULLIVAN, BE IT RESOLVED THAT, By-law Number 57-2009, being a By-law to rescind By-law Number 53-2009, be now read a third time, passed and numbered and that the said by-law be signed by the Mayor and Clerk, sealed with the seal of the Corporation and be engrossed in the by-law book. ... #281-09** **CARRIED.**

**MARSHALL-CUTTING, BE IT RESOLVED THAT, By-law Number 58-2009, being a By-law to rezone lands described as West Part Lot 6, Concession 2, former Township of Normanby (Weierhauser/Hauser) be now read a first, second and 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. ... #282-09** **DEFEATED.**

**BLACK-MOLLISON, BE IT RESOLVED THAT, By-law Number 59-2009, being a By-law to amend By-law Number 34-2009, 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. ... #283-09** **CARRIED.**

**PLUME-LAWRENCE, BE IT RESOLVED THAT, By-law Number 45-2009, being a By-law to provide for Drainage Works and borrowing on the credit of the Municipality (Municipal Drain No. 14 – Partial Reconstruction - 2009), 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. ... #284-09** **CARRIED.**

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**New Business**

ABATE of Ontario Inc. (Mayor Eccles provided an update on the ABATE of Ontario Inc. situation, acknowledging the event will take place this year to facilitate traffic and noise studies)

**SULLIVAN-BLACK, BE IT RESOLVED THAT, the Council of the Municipality of West Grey hereby approves conducting business after 11:00 p.m.**

**... #285-09**

**CARRIED.**

By-law No. 95-2006 re: false alarms, and charge to ratepayer (discussion will be held on this issue at the next West Grey Police Service Board meeting)

**Addendum - None**

**Notice of Motion/Direct Motions**

Durham Tennis Court – resolution #286-09

**MARSHALL-CUTTING, RESOLVED THAT, the Council of The Municipality of West Grey hereby confirms agreement for the purchase of lands by the Municipality of West Grey from the Saugeen Valley Conservation Authority, described as Block “C” Edge’s Survey & Part Lots 14 & 15, north of Lambton Street East, in the former Town of Durham, Municipality of West Grey, otherwise known as the “Durham Tennis Courts” property, at a purchase price of \$1.00; AND FURTHER THAT, the Municipality of West Grey will be responsible for all reasonable legal fees, survey fees, and other incidental fees associated with said purchase of subject lands. ... #286-09**

**CARRIED.**

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

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

**Question Period**

Council noted there were some recent news articles regarding purported delays in completion of projects by SVCA staff, however, many of these proposals had not even been submitted, so complaints were largely without merit.

In response to a question from Council, the Mayor noted building permits for temporary tents are required pursuant to the Building Code Act.

**Municipal Act – Notices - None**

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**Adjournment**

**MOLLISON, RESOLVED THAT, we do now adjourn at 11:17 p.m., to meet again on Wednesday, August 5<sup>th</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