

The Minutes of the Regular Council Meeting of the Municipality of Tweed held Tuesday, **March 22, 2016** at 5:00 p.m. in the Council Chambers.

Mayor	Jo-Anne Albert
Deputy Mayor	Brian Treanor
Councillors	Don DeGenova, Jamie DeMarsh, James Flieler

Mayor Albert called the meeting to order followed by the singing of the National Anthem.

REVIEW OF AGENDA

MOVED BY J. DEMARSH, SECONDED BY J. FLIELER
BE IT RESOLVED THAT the Agenda for the March 22, 2016 Regular Meeting be approved as presented. Carried.

NOTIFICATION OF CLOSED SESSION

Mayor Albert advised that Council would hold a Closed Session at the end of the regular meeting, in accordance with Section 239 (2) of the Municipal Act to consider (c) proposed land acquisition.

PLANNING

1. Zoning By-Law Application ZA2/16

Applicant: Steven and Connie Juby / Agent: Jamie O'Shea
Concession 5, Part of Lot 1, Part 1 RP21R7360, Hungerford
To amend the zoning of approximately 3 acres from the Rural (RU) zone to the Rural Residential (RR) zone. The existing Environmental Protection (EP) zone will remain unchanged. The rezoning is condition of Severance B12/15.

Neither the applicant nor the agent was in attendance for the Public Meeting.

No members of the public were in attendance for the Public Meeting.

Letters of approval were received from the Hastings County Planning Department and Quinte Conservation.

Council passed the zoning amendment by-law in the By-Laws portion of the meeting.

2. Land Severance Application B16/16

Applicant: John Gunning / Authorized Agent: Paul Miller Surveying Ltd
Resubmission of Consent File B84/13-applicant did not complete all conditions.
Concession 9, Part Lot 5 & 6, Hungerford, Crookston Road
Severed land will be approximately 39 acres. Retained land will be approximately 141 acres. Proposed use: Residential single family dwelling.

MOVED BY D. DEGENOVA, SECONDED BY J. DEMARSH
BE IT RESOLVED THAT Council approve Severance Application B16/16 subject to the following conditions:

- i. All realty taxes are paid in full.
- ii. Parkland fee is paid in the amount of \$750.00 for the severed lot.
- iii. Public Works Manager is satisfied with safe site entrance to the severed lot and with proper road side ditching and drainage along the severed and retained lot.
- iv. Road widening is required along the severed lot to conform to 43 feet from the centerline of the travelled roadway – Crookston Road. Carried.

3. Land Severance Application B17/16

Applicant: Glenn & Deborah Holmes / Authorized Agent: Tim Rashotte

Concession 9, Part Lots 8, 9 and 10, Hungerford, Countryman Road
Severed land will be approximately 11 acres. Retained land will be approximately 123.3 acres. Proposed use: Home Hardware Building Centre Store, lumber storage and outdoor parking and loading areas.

MOVED BY J. FLIELER, SECONDED BY B. TREANOR

BE IT RESOLVED THAT Council approve Severance Application B17/16 subject to the following conditions:

- i. All realty taxes are paid in full.
- ii. Parkland fee is paid in the amount of \$750.00 for the severed lot.
- iii. Public Works Manager is satisfied with safe site entrance to the severed lot and with proper road side ditching and drainage along the severed and retained lot.
- iv. Road widening is required along the severed lot to conform to 33 feet from the centerline of the travelled roadway – Countryman Road.
- v. Severed lot is rezoned from Rural (RU) to Special Rural Industrial Holding (RI-X-h) Zone. The special provision will permit uses to those specifically proposed by the applicant; limit to the size proposed to ensure orderly development and compatible with the surrounding land uses; and maintain the rural character of the area. The holding symbol will remain in place until the applicant has entered into a site plan agreement with the Municipality. Carried.

ADOPTION OF MINUTES

MOVED BY D. DEGENOVA, SECONDED BY J. FLIELER

BE IT RESOLVED THAT the Minutes of the February 16, 2016 Regular Meeting be adopted as distributed. Carried.

ERRORS AND OMISSIONS

None.

BUSINESS ARISING FROM MINUTES

None.

DISCLOSURES

Councillor DeGenova declared a possible conflict of interest with Correspondence – Other Municipalities Item Number 1 and abstained from voting on the matter.

STATEMENT OF REVENUE & EXPENDITURES

MOVED BY D. DEGENOVA, SECONDED BY B. TREANOR

BE IT RESOLVED THAT the Statement of Revenue and Expenditures for the period ending March 31, 2016 be accepted as presented. Carried.

DELEGATIONS

1. Justin Bray – Lagoon.

Justin Bray attended the meeting to express his concerns about the potential cost of the proposed third lagoon and the long term financial effect on the Village ratepayers. He commented that most of the water infiltration of the sanitary sewers was caused by the portion of the Moira River above the Tweed Dam. Mr. Bray suggested that the Municipality consider obtaining the property comprising the dam and reduce the height of the dam by up to four feet to reduce the water pressure being forced into the sanitary sewer system. He explained that lowering the height of the river by this method would leave the same flow of water through the Village but that it would not be as wide or as deep. He further explained that this method would not affect fish populations or spawning. This suggestion was put forth to be investigated as an alternative

to the construction of a third lagoon in order to allow for Village growth sooner and possibly at a cheaper cost.

MAYOR'S REPORT

Mayor Albert and Council Members reported on meetings attended and upcoming meetings.

Mayor Albert advised that she had agreed to act as the Council liaison with Central Hastings Transit and staff were authorized to prepare an amendment to the 2016 Committees By-Law.

Staff were authorized to prepare a letter to be sent to the local schools to commend the students and staff for all the worthwhile projects undertaken to benefit the community.

At the request of Councillor DeGenova it was agreed that the Municipality of Tweed would act as the municipal sponsor for a funding application being submitted by Quinte Waste Solutions.

PUBLIC WORKS MANAGER'S REPORT

Public Works Manager Allan Broek reported on department activities.

MOVED BY J. DEMARSH, SECONDED BY B. TREANOR

BE IT RESOLVED THAT Council approve the recommendation from the Public Works Manager to sell one surplus sidewalk plow unit in the amount of \$2,500.00 to Bob Used Equip. Carried.

MOVED BY D. DEGENOVA, SECONDED BY J. FLIELER

BE IT RESOLVED THAT the report of the Public Works Manager be accepted. Carried.

ACTING CAO/CLERK'S REPORT

Acting CAO/Clerk Betty Gallagher reported on department activities and presented highlights of the 2016 Municipal Budget.

MOVED BY J. DEMARSH, SECONDED BY J. FLIELER

BE IT RESOLVED THAT Council approve the annual Tweed Drinking Water System Report and the Tweed Wastewater Lagoon Report for 2015 prepared by Ontario Clean Water Agency. Carried.

MOVED BY D. DEGENOVA, SECONDED BY B. TREANOR

BE IT RESOLVED THAT the report of the Acting CAO/Clerk be accepted. Carried.

COMMITTEE REPORTS

1. Library Board – January–February, 2016.
2. Quinte Waste Solutions
3. CPAC
4. Building Inspection Services Board
5. Joint Fire Services Board
6. Community Development Committee – March 3, 2016.

MOVED BY J. DEMARSH, SECONDED BY B. TREANOR

BE IT RESOLVED THAT Council approve the following recommendations from the Community Development Committee meeting held March 3, 2016:

- the existing concrete pad at the Andy Brown Community Centre at the Marlbank Park be used for a new structure;
- the Municipality purchase signs for four abandoned cemeteries;
- the Municipality support the request from the Marlbank Recreation Committee for the proposed 10' x 10' canteen to be built at the Marlbank Park where the existing canteen is located;

- that the hall in Actinolite be officially named the Actinolite Community Hall;
- approve Our Backyard Country Market in the Victoria Parkette for this year;
- support the shoreline natural garden project;
- that the Municipality purchase special turf tires for the John Deere Tractor for cutting grass on the soccer field and ball diamonds. Carried.

7. Public Works/Protective Services Committee – March 9, 2016.

MOVED BY B. TREANOR, SECONDED BY D. DEGENOVA

BE IT RESOLVED THAT Council approve the following recommendations from the Public Works & Protective Services Committee meeting held March 9, 2016:

- support the purchase of a portable pump for the Tweed Fire Department, funds to come from Reserves;
- support the purchase of the Hurst Jaws Extrication Tool for the Tweed Fire Department in the amount of \$12,995.00 plus HST;
- to approve the gravel quote from Danford Construction in the amount of \$6.00/tonne for the Quin-mo-Lac Road project; and Kevin Ramsay in the amount of \$6.00/tonne for roads to be graveled south of Tweed. Carried.

MOVED BY D. DEGENOVA, SECONDED BY J. FLIELER

BE IT RESOLVED THAT the report of the Livestock Valuer be accepted for the following wildlife kill claim and the claim be processed in accordance with the guidelines of the Ontario Wildlife Damage Compensation Program:

<u>Claimant</u>	<u>Date of Loss</u>	<u>Livestock Loss</u>	<u>Amount</u>	
Jamie Palmateer	March 3, 2016	newborn calf	\$826.00.	Carried.

8. Personnel and Finance Committee – March 14, 2016.

MOVED BY D. DEGENOVA, SECONDED BY J. FLIELER

BE IT RESOLVED THAT the Committee Reports be accepted as presented. Carried.

BY-LAWS

1. By-Law No. 2016-12 A By-Law to rezone Concession 5, Part Lot 1, Part 1 RP 21R7360, Hungerford, to Rural Residential (RR).
2. By-Law No. 2016-13 A By-Law to amend By-law 2003-08 - a By-law to regulate traffic and parking to include winter maintenance in sections 3.7. Overnight Parking and 3.8. Civic Services.
3. By-Law No. 2016-14 A By-Law to adopt a Donation Policy.
4. By-Law No. 2016-15 A By-Law to authorize the Service Agreement with Ontario Clean Water Agency for the operations and maintenance of the Municipal water and waste water treatment facilities.
5. By-Law No. 2016-16 A By-Law to adopt the revised Recognition Policy for the Municipality to include firefighters.
6. By-Law No. 2016-17 A By-Law to regulate the setting of open air fires including fees for contravention of this By-Law and costs of suppression.
7. By-Law No. 2016-18 A By-Law to revise fees and charges on persons for services and activities carried out by the Municipality
8. By-Law No. 2016-19 A By-Law to adopt the 2016 Municipal Budget.
9. By-Law No. 2016-20 A By-Law to provide for the billing and collection of water and sewer charges.

By-Law No. 2016-17 was deferred to the April Council Meeting for amendments to the Definition of an Open Burning Device and Item Number 3 of the Burning Permit Terms and Conditions contained in Schedule “B”.

MOVED BY B. TREANOR, SECONDED BY J. DEMARSH

BE IT RESOLVED THAT the following By-Laws be read a first, second, and third and final time, passed, signed and sealed in open Council this 22nd day of March, 2016:

By-Law No. 2016-12,
By-Law No. 2016-13,
By-Law No. 2016-14,
By-Law No. 2016-15,
By-Law No. 2016-16,
By-Law No. 2016-18,
By-Law No. 2016-19,
By-Law No. 2016-20. Carried.

MOTIONS AND NOTICE OF MOTIONS

None.

UNFINISHED BUSINESS

1. Motocross Zoning Amendment.

Council was reminded that the Ontario Municipal Board Hearing would take place on Wednesday, June 15, 2016 at 10:00 a.m. at the Lions Hungerford Hall.

2. Union Gas Agreement.

No new information was provided.

3. Connecting Link Application – Supporting Resolution.

No new information was provided.

4. Small Communities Funding – 3rd Lagoon.

No new information was provided.

NEW BUSINESS

1. P.A. Miller Surveying – Road Closing Request.

This request was withdrawn by the applicants prior to the Council Meeting.

2. AMO/LAS – Prudent Investor Standard.

MOVED BY D. DEGENOVA, SECONDED BY B. TREANOR

BE IT RESOLVED THAT

WHEREAS municipalities are required to invest their reserves in accordance with the Municipal Act, 2001 and Ontario Regulation on 438/97 (as amended), which specifically outlines allowable investments;

and WHEREAS to ensure the sustainability and sound stewardship of the municipality's investments, the municipality is of the opinion that changes should be made to the Municipal Act, 2001 and Ontario Regulation 438/97 (as amended), to allow for the prudent investment of reserves, if those investments are professionally managed and part of a broader investment strategy;

and WHEREAS the Prudent Investor Standard is an industry accepted best practice in effectively managing a portfolio of investments, and the Standard applies to investments, not in isolation, but in the context of the portfolio of investments and as part of an overall strategy, that should incorporate acceptable risk and return objectives suitable to the stakeholders;

and WHEREAS the Province is conferring "Prudent Investor" status on the City of Toronto to enable greater diversification in portfolio management,

and WHEREAS the Association of Municipalities of Ontario (AMO), Local Authority Services (LAS), and the Municipal Finance Officers Association of Ontario (MFOA), have long requested that the Prudent Investor Standard apply to all municipal investments that are invested with The

One Investment Program;
 and WHEREAS in 2005, municipalities were granted the ability to invest in longer-term corporate bonds and Canadian equity investments via only the One Investment Program, and the One Investment Program has demonstrated strong investment returns for municipalities within these ‘new’ investment sectors;
 and WHEREAS the institutional portfolio managers utilized by the One Investment Program recommend that the Prudent Investor Standard approach is a more appropriate approach to investing;
 and WHEREAS operating municipal investments under the Prudent Investor Standard is precluded by the Municipal Act, Eligible Investments, in its current form;
 THEREFORE BE IT RESOLVED THAT Council support the request of AMO, LAS, and MFOA to amend Ontario Regulation 438/97 (as amended) of the Municipal Act, 2001, to allow municipalities to invest consistent with the Prudent Investor Standard, if such investments are through the One Investment Program. Carried.

3. Minister Responsible for Seniors Affairs – Senior of the Year.

Council decided to put forward the name of a special senior in our community for a 2016 Senior of the Year Award in accordance with instructions provided.

CORRESPONDENCE - ACTION

1. AGCO – Expansion regarding Break Open Tickets.

Council received the information regarding the expansion of the Use of Proceeds Policy for Provincial Break Open Tickets.

2. Hastings Prince Edward Public Health – West Nile Virus Preparedness & Prevention Plan.

MOVED BY B. TREANOR, SECONDED BY D. DEGENOVA

BE IT RESOLVED THAT the Municipality of Tweed supports the efforts of Hastings Prince Edward Public Health to reduce the risk of West Nile virus illness in our area and gives permission to Hastings Prince Edward Public Health to carry out larviciding activities to prevent and/or control West Nile virus in our area, if deemed necessary. Carried.

CORRESPONDENCE – OTHER MUNICIPALITIES

1. Municipality of Bluewater – Reinstate incentives for physicians to practice in rural areas of Ontario.
2. Township of Minden Hills – Request for review of the new OPP Billing Model.
3. City of Markham – Province of Ontario review of the mandate and jurisdiction of the Ontario Municipal Board.

MOVED BY J. FLIELER, SECONDED BY B. TREANOR

BE IT RESOLVED THAT the following action be taken in regards to Correspondence from Other Municipalities:

<u>No.</u>	<u>Municipality</u>	<u>Request for Support of:</u>	<u>Action</u>
1.	Municipality of Bluewater	Resolution re: Reinstate incentives for Physicians to practice in rural areas of Ontario.	Support
2.	Township of Minden Hills	Resolution re: Request for review of OPP billing model.	Support
3.	City of Markham	Resolution re: Province of Ontario review of mandate and jurisdiction of the Ontario Municipal Board.	Receive & File

Carried.

CORRESPONDENCE - INFORMATION

1. Ministry of Community Safety and Correctional Services – compliance with the Emergency Management and Civil Protection Act.
2. MPAC – Newly Created Properties with Suspect Ownership.
3. Hastings Prince Edward Public Health – Inspections of Food Premises.
4. Hastings County – Future of Tourism in Our Region.
5. Ministry of Natural Resources and Forestry - Stoco Fen.
6. 2016 Farmland Forum – April 8, 2016.
7. AMO Watchfile – March 3rd Issue.
8. MNRF – Inspection of Approval – Mazinaw-Lanark Forest.
9. City of Belleville – Zoning Amendment.
10. The Biglieri Group – Proposed Communication Tower.

MOVED BY D. DEGENOVA, SECONDED BY J. DEMARSH
BE IT RESOLVED THAT Correspondence – Information Item Numbers 1 to 10 be received and filed. Carried.

COMMITTEE MINUTES

1. Land O'Lakes Tourist Association
2. Quinte Conservation – November 19, 2015.
3. CPAC
4. Quinte Waste Solutions
5. Personnel and Finance Committee – February 8, 2016.
6. Public Works & Protection Services Committee – February 10, 2016.
7. Community Development Committee – February 4, 2016.

MOVED BY D. DEGENOVA, SECONDED BY J. FLIELER
BE IT RESOLVED THAT the Committee Minutes be accepted. Carried.

RESPONSE TO DELEGATIONS

None.

QUESTION PERIOD

Council responded to questions from the member of the press in attendance.

CLOSED SESSION

MOVED BY J. DEMARSH, SECONDED BY B. TREANOR
BE IT RESOLVED THAT Council go into Closed Session at 8:06 p.m. to address the following matter:

1. Municipal Act, section 239 (2) (c) Land Acquisition. Carried.

MOVED BY J. DEMARSH, SECONDED BY D. DEGENOVA
BE IT RESOLVED THAT Council to out of Closed Session at 8:22 p.m. Carried.

MOVED BY J. FLIELER, SECONDED BY B. TREANOR
BE IT RESOLVED THAT staff follow all direction given in the Closed Session. Carried.

CONFIRMATORY BY-LAW

MOVED BY J. DEMARSH, SECONDED BY B. TREANOR
BE IT RESOLVED THAT Confirmatory By-Law No. 2016-21 be read a first, second, and third and final time, passed, signed and sealed in open Council this 22nd day of March, 2016. Carried.

ADJOURNMENT

MOVED BY D. DEGENOVA, SECONDED BY J. DEMARSH
BE IT RESOLVED THAT Council adjourn at 8:23 p.m. Carried.

MAYOR

ACTING CLERK