

THE CORPORATION OF THE MUNICIPALITY OF MCDUGALL

REGULAR COUNCIL MEETING

HELD WEDNESDAY, APRIL 9, 2003 at 7:00 P.M.

MINUTES

Present:	Reeve	P. Spadzinski
	Councillor	D. Adams
	Councillor	D. Robinson
	Councillor	J. Gilchrist
	Councillor	K. Dixon
		and
	CAO/Clerk-Treasurer	R. Beachey
	Road Supervisor	T. Hunt
	Deputy Clerk	C. Vankoughnett

The regular meeting of Council was called to order at 7:00 p.m.

1. DECLARATIONS OF INTEREST

Councillor Adams declared a pecuniary interest regarding cheque No. 17454 on the paylist and did not participate in discussion or vote regarding this matter.

2. ADOPTION OF MINUTES

i) Minutes of the combined Committee/Council meeting held on March 19, 2003.

Resolution No. 2003/87

Dixon/Gilchrist

THAT the minutes of the combined Committee/Council meeting held March 19, 2003 be adopted as circulated. "Carried"

3. DELEGATIONS AND PETITIONS

4. UNFINISHED BUSINESS

i) Appointment of a Fire Captain for Station 1.

Resolution No. 2003/88

Dixon/Gilchrist

THAT the Council of the Municipality of McDougall appoint Daryl Clow as Captain, Station 1 effective April 9, 2003.

"Carried"

5. COMMUNICATIONS

- i) JoAnne Richards, McDougall School Parent Council.
The CAO noted that he had received correspondence from Ms. Richards who questioned as to if the Municipality would be sponsoring the fireworks this year and as to the amount of funding the Municipality would be providing.

Council responded that they would sponsor the fireworks and that a maximum of four thousand dollars (\$4,000.00) municipal funding would be allocated for the event. Council also noted that perhaps the McDougall Parent Committee could fundraise any additional funds required.

- ii) The CAO noted that correspondence regarding an ecofluency forum & faire had been received, if anyone wishes to attend he has the registration form.

6. **ADOPTION OF MINUTES OF COMMITTEE MEETINGS**

- i) Minutes of the General Committee Meeting of April 2, 2003.

Resolution No. 2003/89

Dixon/Robinson

THAT the minutes of the General Committee meeting held April 2, 2003, be adopted as circulated. "Carried"

- ii) **Decisions arising from General Committee Meeting of April 2, 2003.**

- iii) Eagle Associates, request to purchase Shore Road Allowance.

Resolution No. 2003/90

Dixon/Robinson

THAT the application by Eagle Associates of WNY Inc. to purchase part of the original shore road allowance on Georgian Bay in front of Part of Lot 10, Concession A and as per the attached, be approved; and **THAT** the subject shore road allowance be declared surplus to the municipality's needs, pursuant to Section 193(4)(a) of the Municipal Act S.O. 2001.

"Carried"

- iv) Request the Assessment Office to assess each property in the former Ferguson Township.

Resolution No. 2003/91

Gilchrist/Dixon

THAT the Council of the Municipality of McDougall request that the Municipal Property Assessment Corporation (MPAC) undertake a physical inspection of each property in the former Ferguson Township for the purposes of establishing appropriate assessment. "Carried"

- v) Attendance at O.G.R.A. workshop.

Resolution No. 2003/92

Robinson/Dixon

THAT the Council of the Corporation of the Municipality of McDougall approve the attendance of the Public Works Supervisor to a workshop through the Ontario Good Roads Association to be held on May 27 & 28, 2003 at the Foley Activity Centre in the Township of Seguin. "Carried"

- vi) Addition to the Recreation Advisory Committee.

Resolution No. 2003/93

Gilchrist/Dixon

THAT the Council of the Corporation of the Municipality of McDougall accept the appointment of Carol Fivey to the Municipal Recreation Advisory Committee.

“Carried”

vii) Accounts payable.

Resolution No. 2003/94

Robinson/Dixon

THAT the attached lists of Accounts Payable consisting of manual cheque register AP08737, computer cheque registers AP08738/39 totalling \$232,333,36 and payroll register in the amount of \$28,030.71 dated March 21, 24 and April 3, 2003 be approved.

“Carried”

viii) Attendance at the 2003 annual AMO conference.

Resolution No. 2003/95

Gilchrist/Dixon

THAT the Council of the Corporation of the Municipality of McDougall approve the attendance of members of Council to the 2003 annual AMO conference to be held on August 18th to the 20th, 2003 in Toronto.

“Carried”

ix) Compliance to the Emergency Management Act of Ontario.

Resolution No. 2003/96

Dixon/Robinson

WHEREAS the Province of Ontario passed the Emergency Management Act of Ontario which requires Municipalities to be in compliance with the essential level of the Act on or before April 15, 2003;

AND WHEREAS in Addition to compliance with the Act, it is understood that expenditures will have to be incurred at the local level in order to meet compliance;

AND WHEREAS the Province of Ontario has not allocated any funds to assist Municipalities with the burden of meeting compliance;

NOW THEREFORE BE IT RESOLVED that the Council of the Municipality of McDougall requests that the Provincial Government recognize and acknowledge the continued and unsustainable burden it continues to place on municipalities with the passage of the Emergency Management Act of Ontario and that since the Province of Ontario is responsible for creating the Act that it must also be responsible to provide assistance funding for Municipalities to comply with the legislation;

AND FURTHER THAT this resolution be sent to West Parry Sound District municipalities for their support, Parry Sound-Muskoka M.P.P., Hon. Norman Miller and Minister of Public Safety and Security, Hon. Robert Runciman.

“Carried”

Council questioned as to whether a list has been compiled as to what needs to be complied to.

Councillor Dixon responded that the Fire Chief will be compiling a list and that grants are available for this.

The CAO noted that the Fire Chief will be putting in substantial amounts of time to complete the requirements of this Act.

x) Participation in the Area Wide Issues' meeting.

Resolution No. 2003/97

Robinson/Gilchrist

THAT the Council of the Municipality of McDougall authorize the attendance of members of Council to an "Area Wide Issues" meeting April 26, 2003.

"Carried"

xi) Attendance at the Zone 7 Spring Workshop.

Resolution No. 2003/98

Robinson/Gilchrist

THAT the Municipality of McDougall approve the attendance of a staff person to the AMCTO Zone 7 Spring Workshop to be held April 23, 24 & 25, 2003 in Burks Falls, Ontario.

"Carried"

xi) City of Woodstock.

Re: Requesting support of a resolution which requests the Province of Ontario to immediately review it's capping program with an aim to eliminate it completely.

Resolution No. 2003/99

Robinson/Gilchrist

THAT the Corporation of the Municipality of McDougall support the resolution of the City of Woodstock which requests the Province of Ontario to review it's tax capping program with an aim to eliminate it completely.

"Carried"

xii) Corporation of the Township of Smith-Ennismore-Lakefield.

Re: Requesting support of a resolution which requests that the Ministry of the Environment clarify the meaning of a "reasonably prudent person" detailing the specific actions that a "reasonably prudent person" would be expected to exercise in the course of their duties with respect to each of the Sustainable Water and Sewage system Act and the Safe Drinking Water Act.

Resolution No. 2003/100

Gilchrist/Robinson

THAT the Corporation of the Municipality of McDougall support the resolution of Corporation of the Township of Smith-Ennismore-Lakefield, which requests that the Ministry of the Environment clarify the meaning of a "reasonably prudent person" detailing the specific actions that a "reasonably prudent person" would be expected to exercise in the course of their duties with respect to each of the Sustainable Water and Sewage system Act and the Safe Drinking Water Act.

"Carried"

Reeve Spadzinski reported on a meeting he had attended in Sudbury regarding the new water regulations. He reiterated the importance of compliance with this regulation and noted that stiff fines have already been issued to other noncompliance Municipalities.

xiii) The Corporation of the Municipality of Brockton.

Re: Requesting support of a resolution which expresses concerns that the draft regulations of the Nutrient Management Act will have little impact

in curtailing Intensive Livestock Operations to the detriment of the environment, safe drinking water and rural neighbourhoods.

Resolution No. 2003/101

Gilchrist/Robinson

THAT the Corporation of the Municipality of McDougall support the resolution of the Corporation of the Municipality of Brockton which expresses concerns that the draft regulations of the Nutrient Management Act will have little impact in curtailing Intensive Livestock Operations to the detriment of the environment, safe drinking water and rural neighbourhoods.

“Carried”

7. REPORT OF CAO

- i) The CAO reported that regarding the request for water by Teresa Armstrong, the sample of the water agreement could not be found. Councillor Robinson responded indicating which ratepayer the agreement pertained to.
- ii) A report was given on the proposed attendees for the landfill meeting scheduled for April 26, 2003. Council agreed to meet at 6:30 that evening and that a deadline should be set for the other Municipalities to respond to the information forthcoming at the meeting.
Reeve Spadzinski reported that he had received a call from Mark Laden regarding the landfill site, and a write-up will be in the local paper.
- iii) The CAO noted that he had received a reply from Ted Symons regarding the proposed waterline easement on block 16 off of Big Sound Road. Reeve Spadzinski noted that he had spoken to John Thompson regarding this matter, who expressed concerns with the quality of water at the end of the easement. The CAO reported that the Public Works Supervisor has also been in contact with John Thompson who is going to provide a report on this matter.
- iv) The Recreation budget was presented for Council review. Council noted this would be forwarded to the budget meeting scheduled for April 16, 2003.
- v) John Jackson has provided the Municipality with comments regarding the combining of two lots on Big Sound Road. Council directed the CAO to request the necessary documents be prepared for this transaction and that perhaps it can be done in conjunction with the easement change.
- vi) The CAO noted that the notices for the nutrient management meeting have been sent to the pertinent ratepayers.
- vii) The CAO reported on the information received from the Trillium Foundation regarding the proposed roof for the Nobel Rink. Council noted that the foundation likes to see a partnership with a recreation committee, therefore

the Municipal recreation committee should be involved in this. The CAO was directed to contact the Trillium representative for this area to arrange an on site meeting.

- viii) The CAO provided a summary of the West Nile Virus.

8. GENERAL ITEMS AND NEW BUSINESS

- i) Council questioned the Public Works Supervisor on the progress of the meetings with the Town of Parry Sound regarding the water system. The Public Works Supervisor responded that they are aiming for construction to start in the fall and that there is a meeting this Friday. Council requested a report to be forwarded to them for the next Committee meeting.
- ii) Councillor Dixon indicated that he had been contacted by Mr. Ron Phillips with regards to the half load limits imposed on the municipal roads. He noted that he is concerned about deviation from the by-law and indicated this is not a practice that the municipal should ascertain. Councillor Gilchrist expressed concerns with not being able to give a ratepayer a specific date for removal of the signs. The Public Works Supervisor indicated that the by-law specifies that the removal of the half load signs depends on the weather and that he relays this information to those who inquire about this.
- i) Resolution regarding the verification that the Municipal Waterworks System Compliance Report for 2002 has been presented to Council.

Resolution No. 2003/102

Robinson/Gilchrist

WHEREAS the Municipality of McDougall owns and operates a Municipal Water Works System serving the Nobel Community which is permitted (in accordance with the Ontario Water Resources Act – OWRA) by the Ontario Ministry of the Environment through Certificate of Approval No.2898-543QLD (dated January 14th, 2002); and

WHEREAS in accordance with Section 4 (page 7) of C of A No. 2898-543QLD, a report entitled “Municipality of McDougall, Nobel Municipal Waterworks System, Compliance Report for 2002” has been prepared and signed in accordance with the Council Resolution No. 2003 – 75 (March 19th, 2003) and been available as required by the C of A since March 31st, 2003;and

WHEREAS the above report has been presented to Council on April 2nd, 2003;

THEREFORE BE IT RESOLVED THAT the Municipality of McDougall Council, owner of the municipal waterworks system serving the Nobel Community hereby confirms that the report entitled “Municipality of McDougall, Nobel Municipal Waterworks System, Compliance Report for 2002, which has been duly signed and available since March 31st, 2003 in accordance with the requirement of

Section 4 of C of A 2898-543QLV has been presented to Council as of the date of this resolution. "Carried"

Councillor Gilchrist noted that he had read the above noted compliance report and felt it to be incomplete. He went on to voice his concern regarding the missing appendix in the report and requested this be corrected and also requested the above resolution be amended to add the following:

WHEREAS the above report has been recommended by the Chief Administrative Officer, the Public Works Supervisor, and Abacus Engineering.

Councillor Gilchrist also inquired if the recommendations in the report have been complied with. The Public Works Supervisor indicated that they had.

- iii) The Public Works Supervisor reported that he had been approached by Eugene Bushey regarding the relocation of his waterline. Council advised Mr. Hunt to research this request.

9. **BYLAWS**

- i) By-law No. 2003-11
Being a By-law to appoint a Fire Chief for the Municipality of McDougall and to rescind By-law 2002-32.
Read a First, Second and Third time, Passed, Signed and Sealed.

- ii) By-law No. 2003-12
Being a By-law to appoint a Deputy Fire Chief for the Municipality of McDougall.
Read a First, Second and Third time, Passed, Signed and Sealed.
Councillor Dixon declared a conflict of interest with the above by-law and removed himself from the Council Chambers.

- iii) By-law No. 2003-13
Being a By-law to amend By-law 92-36 being a by-law to regulate certain personnel matters.
Read a First, Second and Third time, Passed, Signed and Sealed.

- iv) By-law No. 2003-15
Being a By-law to set tax ratios for Municipal purposes for the year 2003.
Read a First, Second and Third time, Passed, Signed and Sealed.

- v) By-law No. 2003-16
Being a By-law to enter into an agreement for the purchase and sale of Fire Routes 105 and 105A.
Read a First, Second and Third time, Passed, Signed and Sealed.

10. **CLOSED SESSION**

Nil.

11. **ADJOURNMENT**

Resolution No. 2003/103

THAT we do now adjourn at 8:15 p.m.

Robinson/Gilchrist

"Carried"