

## The Corporation of the Township of Malahide

September 2, 2010 – 8:00 p.m.

The Malahide Township Council met in the Council Chambers at 8:00 p.m. with the following present:

**Council:** Mayor J. R. Wilson; Deputy Mayor D. Mennill; Councillor G. Cleminshaw; Councillor C. Glinski; Councillor M. Moore; Councillor M. Phillimore; and Councillor M. Widner.

**Staff:** Chief Administrative Officer/Clerk M. Casavecchia; Director of Community and Corporate Services E. DiMeo; Director of Fire and Emergency Services P. Groeneveld; Director of Physical Services R. Johnson; and Director of Finance S. Wilson.

### CALL TO ORDER:

Mayor Wilson took the Chair and called the meeting to order at 8:00 p.m.

### DISCLOSURE OF PECUNIARY INTEREST and the General Nature thereof:

No disclosures of pecuniary interests were declared.

### MINUTES:

Moved by: Mark Widner  
Seconded by: Max Moore

No. 469

THAT the minutes of the regular meeting of the Council held on August 5, 2010 be adopted as printed and circulated.

Carried.

### PRESENTATIONS/DELEGATIONS/PETITIONS:

There were no presentations, delegations or petitions presented.

### REPORTS:

#### Director of Fire & Emergency Services

- Use of Emergency Trailer for IPM

Moved by: Dave Mennill  
Seconded by: Chester Glinski

No. 470

THAT Report No. F-10-30 entitled Emergency Management Trailer – International Plowing Match be received;

AND THAT the use of the Township's emergency management trailer by the Elgin County Fire Services as a Fire Services Operations/Command Centre during the International Plowing Match being held on September 20-26, 2010 be approved.

Carried.

Director of Physical Services

- Water/Waste Water/Streetlights

Moved by: Mike Phillimore No. 471  
 Seconded by: George Cleminshaw

THAT Report No. W-10-28, entitled Water/WasteWater/Streetlights, be received.

Carried.

- Ontario Small Waterworks Assistance Program (OSWAP) – Phase 3

Moved by: Max Moore No. 472  
 Seconded by: Dave Mennill

THAT Report No. W-10-29, entitled Ontario Small Waterworks Assistance Program (OSWAP) – Phase 3, be received.

Carried.

- Drainage Report

Moved by: Mike Phillimore No. 473  
 Seconded by: George Cleminshaw

THAT Report No. DR-10-17, entitled Drainage Report, be received.

Carried.

- Request for Tile Loan

Moved by: Dave Mennill No. 474  
 Seconded by: Chester Glinski

THAT the Tile Drain Loan Application in the name of Kevin & Kristal Heynen owners of Concession 2, North Part Lot 24, Township of Malahide, in the amount of \$6,900.00 be approved subject to the availability of funding from the Ministry of Agriculture, Food and Rural Affairs.

Carried.

- Activities Report: Roads Division

Moved by: Mark Widner No. 475  
 Seconded by: Max Moore

THAT Report No. R-10-15, entitled Activities Report: Roads Division, be received.

Carried.

- Backhoe Performance

The Council expressed concerns with the poor performance of the Township's two CAT Tractor Backhoes and asked the Municipal Staff to contact the local CAT dealer/representative to meet with the Township to provide further insight with regard to the poor performance of the two existing CAT backhoes.

Moved by: Mark Widner  
 Seconded by: Chester Glinski

No. 476

THAT Report No. PS-10-24, entitled Backhoe Performance, be received.

Carried.

- Regional Materials Recycling Facility

Moved by: Mark Widner  
 Seconded by: Chester Glinski

No. 477

THAT Report No. PS-10-23, entitled Regional Materials Recycling Facility, be received.

Carried.

Director of Community & Corporate Services

- Building/By-law Enforcement

Moved by: Dave Mennill  
 Seconded by: George Cleminshaw

No. 478

THAT Report No. BE-10-15, entitled Building/By-law Enforcement Council Report, be received.

Carried.

- Draft Noise By-law

The Council asked that an exemption for municipal waste collection vehicles be incorporated into the Draft Noise By-law recognizing that some collection routes commence earlier than 7:00 a.m.

Moved by: Max Moore  
 Seconded by: George Cleminshaw

No. 479

THAT Report No. CS-10-19, entitled Draft Noise By-law Report, be received;

AND THAT the Clerk be directed to advertise for a public meeting regarding the Draft Noise By-law.

Carried.

- Port Bruce Pier Inspection & Report

Moved by: Dave Mennill  
 Seconded by: George Cleminshaw

No. 480

THAT Report No. CS-10-20, entitled Port Bruce Pier Inspection & Report, be received;

AND THAT the Director of Community & Corporate Services be directed to complete the actions recommended in such report.

Carried.

- Malahide Community Place Concession & Ball Diamond Contracts

Moved by: Max Moore  
 Seconded by: Mike Phillimore

No. 481

THAT Report No. CS-10-17, entitled Malahide Community Place Concession & Baseball Diamond Contracts Report, be received;

AND THAT the Mayor and the Clerk be authorized to enter into a Contract with Tammy Ross for the leasing and operation of the concession facility and the baseball diamonds at the Malahide Community Place.

Carried.

- Malahide Firefighters Associations Funding Policy

Moved by: Dave Mennill  
 Seconded by: Mark Widner

No. 482

THAT Report No. CS-10-18 entitled, Malahide Firefighters Associations Funding Policy Report, be received;

AND THAT the Malahide Firefighters Associations Funding Policy, dated August 8, 2010, be adopted.

Carried.

Director of Financial Services

- Accounts Payable

Moved by: George Cleminshaw  
 Seconded by: Chester Glinski

No. 483

THAT Cash Disbursements Journal No. 866 to No. 869 in the amount of \$381,198.64 be approved.

Carried.

- Information Update on Efficiencies and Upcoming Operational Improvements in the Finance Department

Moved by: Max Moore  
 Seconded by: George Cleminshaw

No. 484

THAT Report No. T-10-36, being an Information Update on Efficiencies and Upcoming Operational Improvements in the Finance Department, be received.

Carried.

- Request for Municipal Grant – Springfield Lioness Club

Moved by: Max Moore  
 Seconded by: Mark Widner

No. 485

THAT Report No. T-10-39, being a report regarding the request for a Municipal Grant for use of Malahide Community Place, be received;

AND THAT a grant be provided to the Springfield Lioness Club in the amount of \$409.50 with regard to their rental of July 18, 2010.

AND THAT the Municipal Staff be requested to prepare a Financial Assistance Policy for Council's consideration at a future meeting.

Carried.

- Request for Municipal Grant – Ontario Early Years

The Council referred Report No. T-10-40, being a report regarding the request for a Municipal Grant for use of Malahide Community Place by Ontario Early Years Centre Elgin-Middlesex-Oxford-London, to the Building Review Committee for further review and consideration.

- Financing the Unexpected Works at the Pier in Port Bruce

Moved by: Chester Glinski  
Seconded by: Mike Phillimore

No. 486

THAT Report No. T-10-41 being a report with regard to Financing the Unexpected Works at the Pier in Port Bruce, be received;

AND THAT funds, not to exceed \$24,000.00, be transferred from the Pier Reserve into General Funds to finance the costs of the unexpected works.

Carried.

Chief Administrative Officer/Clerk

- Enabling Accessibility Fund – Grant Application

Moved by: Chester Glinski  
Seconded by: Dave Mennill

No. 487

THAT the Municipal Staff be authorized and directed to prepare and submit an application for funding under the Small Project Component of the Enabling Accessibility Fund for the renovation and technical modernization of the Municipal Office, including:

- renovation of the Municipal Office customer service area and Council Chamber/Meeting Room; and
- improvements to accessibility of information and communication.

Carried.

#### REPORTS OF COMMITTEES/OUTSIDE BOARDS:

There were no Reports of Committees/Outside Boards presented.

#### CORRESPONDENCE:

The Council received correspondence from Trillium Railway in response to concerns previously expressed by the Council regarding track conditions on College Line. The Council asked the Municipal Staff to photograph and document the current condition of the railway tracks, to request a copy of the inspection report that was completed for Trillium Railway, and to contact the Municipal Insurer to notify of the Council's concerns.

Moved by: Mike Phillimore  
Seconded by: Dave Mennill

No. 488

THAT the following correspondence be noted and filed:

1. Steve Peters, MPP - Letter to MNR, Min. of Labour and MMA&H regarding information from Frank Lenard on shoreline erosion. (Balance on Table)

2. Elgin Middlesex Oxford Workforce Planning And Development Board – August 2010 update.
3. Township of Wellington North – Resolution requesting Province to introduce tax credit.
4. Canada Post - Information regarding safety assessments on roadside rural mailboxes.
5. AMO Watch File – dated August 19, 2010 and August 26, 2010.
6. OGRA – Heads Up Alert - Welcoming newly appointed Minister of Infrastructure.
7. Ministry of Municipal Affairs & Housing – Updated Municipal Councillor's Guide in CD format. (Copy available from CAO)
8. Ministry of Natural Resources – Dealing with Human-Wildlife Conflicts in your municipality.
9. AMO – Welcome Hon. Rick Bartolucci to Ministry of Municipal Affairs & Housing.
10. Province of Ontario - Investing More in Clean, Safe Water for Rural and Northern Ontario.
11. Malahide Resolution - HST – Gasoline and Diesel Fuel – letters from other municipalities:
  - Township of Mapleton;
  - Township of Pickle Lake;
  - Municipality of West Elgin;
  - Township of Alberton
  - Township of Armour (District of Parry Sound)
  - Township of Enniskillen
  - City of Belleville.

Carried.

**NEW BUSINESS:**

- Household Hazardous Waste & Electronics Recycling Depot – Saturday, September 18, 2010 – 9:00 a.m. to 2:00 p.m.

The Council was advised that the annual Household Hazardous Waste & Electronics Recycling Depot will be held on Saturday, September 18, 2010 from 9:00 a.m. to 2:00 p.m. at the East Elgin Community Complex. The Council Members were asked to advise the Deputy Clerk if they were interested in participating in the depot.

- East Elgin Community Complex - Approval of Resolution to Utilize Reserve Funds for Ice Resurfacer Replacement

Moved by: Dave Mennill  
Seconded by: Max Moore

No. 489

**THAT** the East Elgin Community Complex Board of Management Resolution passed August 23, 2010, being No. 026-2010, relating to the use of capital reserve funds for the replacement of an ice resurfacer be approved.

Carried.

- OMAFRA Rural Economic Development Grant Announcement  
 Mayor Wilson advised that earlier this week, OMAFRA announced that V-Bins will receive a \$608,000 Rural Economic Development (RED) grant to assist in establishing its a new business in the Elgin Innovation Centre (formerly the Imperial Tobacco property). V-Bins will manufacture Premium Vertical Smooth-Wall Storage Bins.

- Sand Plains Community Development Fund Announcements

Mayor Wilson advised that two local businesses will benefit from the Sand Plains Community Development Fund. Enns Textile will receive \$125,000 to retrofit their furniture finishing and small scale textile manufacturing facility, increase their production and generate cash flow for further expansion. In addition, the Seven Sister's Tree Farm will received \$30,000 to set up greenhouses, enlarge an irrigation pond and create three full-time seasonal jobs.

**BY-LAWS:**

- By-law No. 10-60 – being a by-law to authorize the execution of an Agreement with Tammy Ross for the operation and maintenance of the Concession Facility located at Malahide Community Place.

Moved by: Dave Mennill

No. 490

Seconded by: Mike Phillimore

**THAT By-law No. 10-60, being a by-law to authorize the execution of an Agreement with Tammy Ross for the operation and maintenance of the Concession Facility located at Malahide Community Place, be given first, second and third readings, and be properly signed and sealed.**

Carried.

- By-law No. 10-61 – being a by-law to authorize the execution of an Agreement with the Springfield Minor Baseball Association and Tammy Ross for the operation of the Baseball Diamonds located at Malahide Community Place

Moved by: Mark Widner

No. 491

Seconded by: Max Moore

**THAT By-law No. 10-61, being a by-law to authorize the execution of an Agreement with the Springfield Minor Baseball Association and Tammy Ross for the operation of the Baseball Diamonds located at Malahide Community Place, be given first, second and third readings, and be properly signed and sealed.**

Carried.

The Council recessed at 9:57 p.m. and reconvened at 10:09 p.m.

**CLOSED SESSION:**

Moved by: Dave Mennill

No. 492

Seconded by: Mark Widner

**THAT Council move into Closed Session at 10:10 p.m., pursuant to Section 239(2) of the Municipal Act, 2001, as amended, to discuss a Potential Disposal of Property matter concerning a municipal road allowance and a Personal matter related to the scheduling of a performance appraisal with the CAO/Clerk.**

Carried.

Moved by: Dave Mennill  
Seconded by: Max Moore

No. 493

THAT Council move out of Closed Session and reconvene at 10:43 p.m. in order to continue with its deliberations.

Carried.

- Potential Disposal of Property Matter

Mayor Wilson advised that during its Closed Session, the Council provided direction to the Municipal Staff related to a Potential Disposal of Property matter concerning a municipal road allowance.

- Personal Matter

Mayor Wilson advised that during its Closed Session, the Council provided direction to the Municipal Staff related to the scheduling of a performance appraisal for the Chief Administrative Officer/Clerk.

**CONFIRMATORY BY-LAW:**

Moved by: George Cleminshaw  
Seconded by: Mike Phillimore

No. 494

THAT By-law No. 10-59, being a Confirmatory By-law, be given first, second and third readings, and be properly signed and sealed.

Carried.

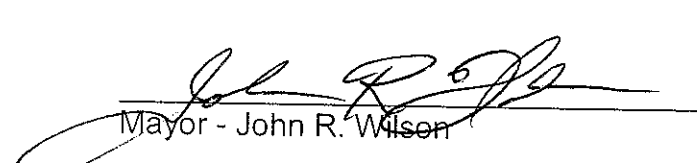
**ADJOURNMENT:**

Moved by: Mark Widner  
Seconded by: Chester Glinski

No. 495

THAT the Council adjourn its meeting at 10:44 p.m. to meet again on September 16, 2010 at 8:00 p.m.

Carried.

  
Mayor - John R. Wilson  
Clerk - M. Casavecchia