

**The Corporation of the Township of Malahide****December 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 D. Mennill; Deputy Mayor J. Jenkins; Councillor C. Glinski; Councillor M. Moore; Councillor M. Phillimore; Councillor M. Wales and Councillor M. Widner.

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

**CALL TO ORDER:**

Mayor Mennill 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: Max Moore** **No. 646**  
**Seconded by: Mike Phillimore**

**THAT the minutes of the regular meeting of the Council held on November 18, 2010 be adopted as printed and circulated.**

**Carried.**

**Moved by: Mark Widner** **No. 647**  
**Seconded by: Jim Jenkins**

**THAT the minutes of the Special Meeting of the Council held on November 3<sup>rd</sup> and November 10<sup>th</sup> be adopted as printed and circulated.**

**Carried.**

**PRESENTATIONS/DELEGATIONS/PETITIONS:**

**Moved by: Mark Wales** **No. 648**  
**Seconded by: Mark Widner**

**THAT the Public Meeting for the Rezoning Application for George Francis Buchner be called to order at 8:03 p.m.**

**AND THAT Dave Mennill be appointed Chair.**

**Carried.**

Mayor Mennill advised that the purpose of this Public Meeting is to consider an application by George Buchner to change the zoning classification of the property located at Part Lot 10, Concession 12, Newell Line & Ron McNeil Line, from a Large Lot Agricultural A3 Zone to a Site Specific Agricultural A1-35 Zone and a Site Specific Agricultural (A2-17) Zone.

Mayor Mennill asked the Clerk to advise and confirm on the method and date of notice given for this meeting. The Clerk advised that notice of this meeting was given in the prescribed manner by publication in a newspaper of general circulation at least twenty days prior to this meeting. This meeting was advertised in the Aylmer Express on November 10<sup>th</sup> and November 17<sup>th</sup>, 2010. In addition, affected property owners within 120 meters were sent a notice by prepaid first class mail that was posted at least twenty days prior to this meeting.

Mayor Mennill asked the Director of Community & Corporate Services to provide an overview of the application. The Director advised that the purpose of the amendment is to change the zoning on a 1.25 hectare (3.1 acre) parcel located on the northwest corner of Newell Road and Ron McNeil Line in Part Lot 10, Concession 12, Geographic Township of South Dorchester from Large Lot Agricultural (A3) Zone to the Agricultural Residential (AR) Zone and the Special Agricultural (A2) Zone for the proposed and retained lands respectively.

The effect of this amendment will accommodate the severance of a surplus farm dwelling in accordance with the Agriculture Land Division policies of the Official Plan. The amendment will also restrict the development of any new dwellings on the retained agricultural parcel.

Mayor Mennill asked the Clerk to provide any comments received from the circulated agencies and landowners not outlined in the summary. The Clerk advised that correspondence was received from the Catfish Creek Conservation Authority indicating no objections.

Mayor Mennill asked if any person in attendance wishes to make any comments regarding the application and there were none.

Mayor Mennill inquired if any Council Members have any other questions regarding the application and there were none.

Mayor Mennill advised that the Council will consider all comments received when making its final decision on the application.

**Moved by: Chester Glinski**  
**Seconded by: Mike Phillimore**

**No. 649**

**THAT the Public Meeting relating to Rezoning Application for George Francis Buchner be adjourned and the Council Meeting reconvene at 8:05 p.m.**

**Carried.**

**Moved by: Max Moore**  
**Seconded by: Mark Widner**

**No. 650**

**THAT By-law No. 10-49, being a By-law to amend the Zoning for property owned by George Francis Buchner, relating to the property located on the northwest corner of Newell Road and Ron McNeil Line, in Part Lot 10,**

**Concession 12, Geographic Township of South Dorchester, be given first, second and third readings, and properly signed and sealed.**

**Carried.**

**REPORTS:**

Director of Fire & Emergency Services

- Malahide Fire Services Firefighter Association Social Events at Fire Stations

**Moved by: Mark Wales  
Seconded by: Mark Widner**

**No. 651**

**THAT Report No. F-10-39 entitled "Firefighter Association Social Events at Fire Stations" be received;**

**AND THAT the Malahide Volunteer Firefighter Associations be permitted to hold social events for their retired and existing firefighters and their families at the Malahide Fire Stations, subject to obtaining approval prior to the respective event from the Director of Fire & Emergency Services and/or the Chief Administrative Officer/Clerk.**

**Carried.**

Director of Physical Services

- Jamestown Line Water Line Extension

**Moved by: Mark Wales  
Seconded by: Mike Phillimore**

**No. 652**

**THAT Report No. W-10-38 entitled "Jamestown Line Water Line Extension" be received;**

**AND THAT Spriet Associates London Limited be retained to prepare the necessary engineering report.**

**Carried.**

- Petition for Drainage Improvements to the S. Ryan Drain Extension

**Moved by: Jim Jenkins  
Seconded by: Chester Glinski**

**No. 653**

**THAT Report No. PS-10-23 entitled "Petition for Drainage Improvements to the S. Ryan Drain Extension" be received;**

**AND THAT John R. Spriet, of Spriet Associates London Ltd., be appointed to prepare an Engineer's report for the Thiessen petition for improvements to the S. Ryan Drain Extension.**

**Carried.**

- Petition for Drainage Works By Owners – Bergen Drain

Moved by: **Mike Phillimore**  
Seconded by: **Chester Glinski**

**No. 654**

**THAT the Petition for the Bergen Drain signed by Herman Bergen, for property in Lots 14 and 15, Concession 4, Malahide, be accepted.**

**AND THAT John R. Spriet, of Spriet Associates London Ltd., be appointed to prepare an Engineer's report for the Bergen petition for improvements to the Bergen Drain.**

**Carried.**

- Activities Report: Roads Division

Moved by: **Mark Wales**  
Seconded by: **Jim Jenkins**

**No. 655**

**THAT Report No. R-10-20 entitled "Activities Report: Roads Division" be received.**

**Carried.**

- Springfield Sidewalk Inspection

Moved by: **Mike Phillimore**  
Seconded by: **Max Moore**

**No. 656**

**THAT Report No. PS-10-33 entitled "Springfield Sidewalk Inspection" be received;**

**AND THAT the Municipal Staff be authorized to undertake the recommendations outlined in the report.**

**Carried.**

- Speed Zones: Brook Line & College Line

Moved by: **Chester Glinski**  
Seconded by: **Mark Wales**

**No. 657**

**THAT Report No. PS-10-32 entitled "Speed Zones: Brook Line & College Line" be received;**

**AND THAT the Municipal Staff be authorized to take the necessary steps to extend the 50 km/hr reduced speed zone on Brook Line westerly to the limit of the built-up area as identified in Report No. PS-10-32.**

**Carried.**

- Springfield Santa Claus Parade

Moved by: **Max Moore**  
Seconded by: **Jim Jenkins**

**No. 658**

**THAT the Springfield Santa Claus Parade be authorized to be held on Saturday, December 4, 2010, at 1:00 p.m.;**

**AND THAT the Chief Administrative Officer/Clerk be authorized and directed to enter into an agreement with the County of Elgin to permit the closure of Ron McNeil Line within the Village of Springfield on December 4, 2010 to accommodate the parade.**

**Carried.**

- Street Lighting: Village of Springfield

**Moved by: Max Moore  
Seconded by: Mark Wales**

**No. 659**

**THAT Report No. PS-10-34 entitled "Street Lighting: Village of Springfield" be received as information;**

**AND THAT the Municipal Staff be authorized to proceed with the installation of the street lights in the Village of Springfield as identified in the Report;**

**AND THAT the Municipal Staff be directed to develop a comprehensive street light policy for the Township of Malahide.**

**Carried.**

- Backhoe Replacement Committee

**Moved by: Mark Wales  
Seconded by: Mike Phillimore**

**No. 660**

**THAT Report No. PS-10-35 entitled "Backhoe Replacement Committee" be received as information;**

**AND THAT Councillor Widner be appointed to sit as a member of the Backhoe Review Committee.**

**Carried.**

Director of Community & Corporate Services

- Building/By-law Enforcement – Council Report

**Moved by: Max Moore  
Seconded by: Mark Widner**

**No.661**

**THAT Report No. BE-10-20 entitled "Building/By-law Enforcement – Council Report" be received.**

**Carried.**

- Community & Corporate Services – Doors Open Ontario 2011

**Moved by: Mike Phillimore**  
**Seconded by: Jim Jenkins**

**No. 662**

**THAT Report No. CS-10-23 entitled "Community & Corporate Services – Doors Open Ontario 2011 Application" be received;**

**AND THAT the Director of Community and Corporate Services be authorized to submit the Organizer Registration form, with payment of \$1,695.00, to Doors Open Ontario to host an event in 2011, in partnership with the Town of Aylmer and the Municipality of Bayham.**

**Carried.**

Director of Financial Services

- Accounts Payable

**Moved by: Chester Glinski**  
**Seconded by: Mark Wales**

**No. 663**

**THAT Cash Disbursements Journal No. 886 to No. 890 in the amount of \$674,276.72 be approved.**

**Carried.**

- Banking Signing Authority

**Moved by: Max Moore**  
**Seconded by: Mike Phillimore**

**No. 664**

**THAT Royal Bank of Canada (the "Bank") is appointed banker for the Customer.**

**THAT either the Mayor or Deputy Mayor with any one of the Treasurer or CAO/Clerk are authorized on behalf of the Customer from time to time:**

- a) to withdraw or order transfers of funds from the Customer's accounts by any means including the making, drawing, accepting, endorsing or signing of cheques, promissory notes, bills of exchange, other orders for the payment of money or other instruments or the giving of other instructions;
- b) to sign any agreements or other documents or instruments with or in favour of the Bank, including the Bank's general financial services agreement and contracts relating to products or services provided by the Bank to the Customer; and
- c) to do, or to authorize any person or persons to do, any one or more of the following:
  - (i) to receive from the Bank any cash or any securities, instruments or other property of the Customer held by the Bank, whether for safekeeping or as security, or to give instructions to the Bank for the delivery or other transfer of any such cash, securities, instruments or other property to any person named in those instructions;
  - (ii) To deposit with or negotiate or transfer to the Bank, for the credit of the Customer, cash or any security, instrument or other property, and for those purposes to endorse (by rubber stamp or otherwise) the name of the Customer, or any other name under which the Customer carries on business, on any security or instrument;
  - (iii) to instruct the Bank, by any means, to debit the accounts of third

parties for deposit to the credit of the Customer;  
 (iv) to receive statements, instruments and other items (including paid cheques) and documents relating to the Customer's accounts with or any service of the Bank (including any revisions to the Bank's rules and manuals of operation), and to settle and certify the Customer's accounts with the Bank, and to receive from the Bank any software and any security devices, including security cards, codes, and passwords, relating to electronic banking services or electronic communications between the Customer and the Bank, and to determine and set the levels and limits of authority applicable to individual security device

THAT the provisions contained in the Bank's general financial services agreement including, without limitation, the provisions concerning the binding effect of electronic communications received by the Bank from or in the name of the Customer, are expressly approved.

THAT all instruments, instructions, agreements and documents made, drawn, accepted, endorsed or signed (under the corporate seal or otherwise) as provided in this Resolution and delivered to the Bank by any person, shall be valid and binding on the Customer, and the Bank is hereby authorized to act on them and give effect to them.

THAT the Bank be furnished with:

- a) a copy of this Resolution; and
- b) a list of the names of the persons authorized by this Resolution to act on behalf of the Customer, and with written notice of any changes which may take place in such list from time to time, and with specimens of the signatures of all such persons;
- c) each certified by the Mayor and Treasurer in writing, any authorization made under paragraph 2 (c) of this Resolution.

THAT any document furnished to the Bank as provided for in paragraph 5 of this Resolution shall be binding upon the Customer until a new document repealing or replacing the previous one has been received and duly acknowledged in writing by the branch or agency of the Bank where the Customer has its account.

Carried.

- 2010/11 Municipal Insurance Program Review

Moved by: Mark Wales  
 Seconded by: Mark Widner

No. 665

THAT Report No. T-10-58 being the "2010/2011 Municipal Insurance Program Review" be received;

AND THAT the Municipal Insurers be authorized and directed to amend the Insurance Deductible amount from \$5,000.00 to \$10,000.00 effective December 1, 2010.

Carried.

- Policy – Council attendance at Conventions, Seminars and Workshops

Moved by: Jim Jenkins  
 Seconded by: Chester Glinski

No. 666

THAT Report No. T-10-60 regarding a "Policy for Council Attendance at Conventions, Seminars and Workshops" be received;

**AND THAT the "Council Attendance at Conventions, Seminars and Workshops Policy", as outlined in the Report, be approved.**

**Carried.**

- East Elgin GIS Partnership – Reserve Allocation

**Moved by: Mark Widner  
Seconded by: Mark Wales**

**No. 667**

**THAT Report No. T-10-61 regarding the East Elgin GIS Partnership – Reserve Allocation be received;**

**AND THAT funds of \$15,557.00 be transferred into the GIS Partnership Reserve.**

**Carried.**

- 2009 Consolidated Financial Statements

**Moved by: Mark Wales  
Seconded by: Mike Phillimore**

**No. 668**

**THAT Report No. T-10-62 regarding the 2009 Consolidated Financial Statements be received;**

**AND THAT the December 31, 2009, Consolidated Financial Statements be accepted as received.**

**Carried.**

- 2010 Year End Report – Parkland Fund

**Moved by: Max Moore  
Seconded by: Mike Phillimore**

**No. 669**

**THAT Report No. T-10-63 being the 2010 Year End Report for the Parkland Fund be received.**

**Carried.**

- Tenders – Grader Purchase

**Moved by: Mark Widner  
Seconded by: Jim Jenkins**

**No. 670**

**THAT Report No. T-10-64 regarding Tenders for a Grader Purchase be received;**

**AND THAT the Municipal Staff be authorized to prepare and call tenders for the purchase of a Grader to replace the 1991 John Deere Grader.**

**Carried.**

Chief Administrative Officer/Clerk

- Hazardous Waste – Electronics Recycling Depot

**Moved by: Mark Wales**  
**Seconded by: Mark Widner**

**No. 671**

**THAT the Township's participation with the Town of Aylmer in the Hazardous Waste and Electronics Recycling Collection Day to be held on Saturday, September 17, 2011, from 9:00 – 2:00 p.m. at the East Elgin Community Complex, with costs to be shared by municipalities on a pro-rated user basis be confirmed.**

**Carried.**

- 2011 Council Meeting Schedule

**Moved by: Jim Jenkins**  
**Seconded by: Max Moore**

**No. 672**

**THAT the attached schedule of regular Council Meeting dates for the 2011 calendar year be approved;**

**AND THAT the Municipal Staff be requested to post such schedule on the municipal website.**

**Carried.**

- 2010 Municipal Election Process

**Moved by: Chester Glinski**  
**Seconded by: Mark Widner**

**No. 673**

**THAT Report No. CAO-10-27 concerning the 2010 Municipal Election Process be received for information.**

**Carried.**

- 2010 Municipal Elections - Accessibility

**Moved by: Mark Wales**  
**Seconded by: Mike Phillimore**

**No. 674**

**THAT Report No. CAO-10-28 regarding information about the identification, removal and prevention of barriers that affect voters and candidates with disabilities in relation to the 2010 Municipal Election be received.**

**Carried.**

- Designation of Community Emergency Management Coordinator (CEMC) & Alternate CEMC

**Moved by: Chester Glinski**  
**Seconded by: Jim Jenkins**

**No. 675**

**THAT Paul Groeneveld, Director of Fire & Emergency Services, be designated as the Community Emergency Management Coordinator (CEMC) for the Township and Rob Johnson, Director of Physical Services, be designated as the alternate CEMC.**

**Carried.**

- Acknowledgement of Employee Years of Service

Moved by: Mark Wales  
Seconded by: Max Moore

No. 676

THAT the Municipal Staff be authorized to make the necessary arrangements for an Employee Years of Service Recognition Event to be held on Friday, February 11, 2011, for all eligible Municipal Employees, including volunteer firefighters.

Carried.

- Accountability & Transparency Policy

Moved by: Mike Phillimore  
Seconded by: Mark Wales

No. 677

THAT Report No. CAO-10-31 setting out an Accountability and Transparency Policy be received;

AND THAT such Accountability and Transparency Policy be adopted for the Township of Malahide.

Carried.

REPORTS OF COMMITTEES/OUTSIDE BOARDS:

Moved by: Mark Widner  
Seconded by: Mike Phillimore

No. 678

THAT the following Reports of Committees/Outside Boards be noted and filed:

1. Long Point Region Conservation Authority Board of Directors Minutes of November 3, 2010.
2. East Elgin Community Complex Board of Management Draft Minutes November 16, 2010,
3. Joint Health and Safety Committee Minutes of November 4, 2010.

Carried.

CORRESPONDENCE:

Moved by: Mike Phillimore  
Seconded by: Mark Wales

No. 679

THAT the following correspondence be noted and filed:

1. The Preston Post – November 29, 2010.
2. AMO Watch File dated November 18, 2010.
3. Long Point Region Conservation Authority – 30 day notice to affected Municipalities – 2011 Draft LPRCA Budget.
4. AMO Breaking News - Fall Economic Statement preserves up-load schedule for municipalities.
5. Ontario Good Roads Association information regarding Minimum Maintenance Standards Litigation – Status Report.

6. **Central Elgin – Notice of Passing Zoning By-law – 6407 Sunset Road; 46291 New Sarum Line; and, 345 Elizabeth Street.**
7. **Community Matters November/December 2010 Newsletter**
8. **Ministry of Citizenship and Immigration invitation to participate in Volunteer Service Awards program.**

**Carried.**

**NEW BUSINESS:**

- Planning Application - Versnick Farms Ltd.

**Moved by: Chester Glinski  
Seconded by: Mike Phillimore**

**No. 680**

**THAT the Clerk be authorized and directed to forward the planning application of Versnick Farms Ltd., (Agent, Lee Kent) relating to the property located at Part Lots 28 and 29, Concession 5, Geographic Township of Malahide, to the Municipal Planner, IBI Group, for their review and comments.**

**Carried.**

- East Elgin Community Complex – Family New Year's Eve Party

**Moved by: Max Moore  
Seconded by: Mark Widner**

**No. 681**

**THAT the Malahide Township Council supports the East Elgin Community Complex Family New Year's Eve Party in the maximum net amount of \$2,500.00 with the Township of Malahide paying 50% of the net costs not to exceed \$1,250.00.**

**Carried.**

- East Elgin Community Complex - Canada Day Celebrations

**Moved by: Mark Wales  
Seconded by: Jim Jenkins**

**No. 682**

**THAT the Malahide Township Council supports the East Elgin Community Complex Canada Day Celebration Program in the maximum net amount of \$11,000.00 with the Township of Malahide paying 50% of the net costs not to exceed \$5,500.00.**

**Carried.**

- Establishment of a Compensation Review Committee

**Moved by: Max Moore  
Seconded by: Mark Widner**

**No. 683**

**THAT a Compensation Review Committee be established to undertake a review of the Township's compensation practices for all Municipal Staff, both Unionized and Non-Unionized, with a view to finding efficiencies and reducing overall municipal costs where practical and appropriate;**

**AND THAT the Mayor, the Deputy Mayor, the Chief Administrative Officer/Clerk, the HR Co-ordinator, and the County of Elgin Human Resources Director be appointed to the Compensation Review Committee;**

**AND THAT the Compensation Review Committee be requested to report back to the Council with respect to its findings and recommendations by mid-March, 2011.**

**Carried.**

- St. Thomas Elgin Children's Water Festival

The Council received a request from the Kettle Creek Conservation Authority for a Member of Council to participate on the Organizing Committee for the 2011 St. Thomas Elgin Children's Water Festival. Councillor Mark Wales agreed to participate on behalf of the Council.

- Council Remuneration for 2011-2014

**Moved by: Mark Widner  
Seconded by: Chester Glinski**

**No. 684**

**That Malahide Township Council suspend any pay increases for the Council Members for this term of Council;**

**AND THAT the Council remuneration be maintained at the 2010 rate for the term of Council ending on November 30, 2014.**

Recorded Vote	Yes	No
Deputy Mayor Jim Jenkins	X	
Councillor Mark Widner	X	
Councillor Chester Glinski	X	
Councillor Mark Wales	X	
Councillor Mike Phillimore	X	
Councillor Max Moore	X	
Mayor Dave Mennill	X	

**BY-LAWS:**

- By-law No. 10-76 - Procedural By-law

**Moved by: Jim Jenkins  
Seconded by: Max Moore**

**No. 685**

**THAT By-law No. 10-76, being a procedural By-law, be given first, second and third readings, and be properly signed and sealed.**

**Carried.**

- By-law No. 10-69 - Claxton Drain

**Moved by: Mark Wales  
Seconded by: Mark Widner**

**No. 686**

**THAT By-law No. 10-69 be read a third time and finally passed (Claxton Drain).**

**Carried.**

- By-law No. 10-70 - Caroline Davis Drain

Moved by: Mike Phillimore  
Seconded by: Chester Glinski

No. 687

THAT By-law No. 10-70 be read a third time and finally passed (Caroline Davis Drain).

Carried.

**CONFIRMATORY BY-LAW:**

Moved by: Mark Wales  
Seconded by: Mike Phillimore

No. 688

THAT By-law No. 10-77, being a Confirmatory By-law, be given first, second and third readings, and be properly signed and sealed.

Carried.

**ADJOURNMENT:**

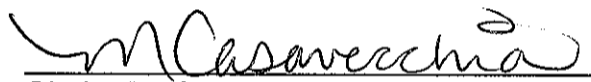
Moved by: Chester Glinski  
Seconded by: Mark Widner

No. 689

THAT the Council adjourn its meeting at 9:50 p.m. to meet again on December 16, 2010, at 7:00 p.m.

Carried.

  
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Mayor - D. Mennill

  
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Clerk - M. Casavecchia