

**Minutes of the Meeting of the Council of the Municipality of Highlands East held on
July 8, 2008 9:00 a.m. in the Council Chambers, Wilberforce, Ontario.**

Members Present:

Reeve, Dave Burton
Deputy Reeve, Jim Mackie Ward 1
Councillor Donna Graham Ward 3
Councillor Gary Stoughton Ward 4

Staff Present:

CAO/Treasurer, Sharon Stoughton-Craig
Clerk, Irene Cook
Roads Superintendent, Barry Dunford
Fire Chief, Bill Wingrove
Environmental/Property Supervisor, Glen Covert
CBO, Randal Dunsmore

Councillor Suzanne Partridge Ward 2 arrived late

Attendance:

Jenn Watt Haliburton Echo
Liz Danielsen The County Voice
Marielaine Mackie
Carrol Williams
Ken Sanderson
Mikaela Kauffeldt
Heather Kauffeldt
Abigail Kauffeldt
Michael Gervais

DELEGATIONS:

Samuel (Jim) Walker re: request to purchase unopened road allowance
Roger Williams – right-of-way lanes in Cardiff village
Michael Gervais, Cardiff Community - Children re: community service
Rich Moritz – right-of-way over township property re: Etta Dovell

SPECIAL DELEGATIONS:

Chris Jones, Meridian Planning Consultants Inc.

DISCLOSURE OF PECUNIARY INTEREST AND GENERAL NATURE THEREOF.

- The Reeve called the meeting to order.
- The meeting commenced at 9:00 a.m.
- A quorum was present.
- He reminded Council of the Disclosure of Pecuniary Interest as noted on the agenda.

Disclosure of Pecuniary Interest and general nature thereof:

Reeve Dave Burton declared disclosure of pecuniary interest in regards to cheque #6139 in the amount of \$225.00 payable to Jane Underwood.

Open Meeting

2008-309

Moved by: Donna Graham

Seconded by: Jim Mackie

BE IT RESOLVED THAT this Committee of Council meeting be declared open.

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Carried.

Approve Agenda

2008-310

Moved by: Gary Stoughton

Seconded by: Jim Mackie

BE IT RESOLVED THAT the following items be added/changed on the agenda:

Administration:

- Application for shoreline allowance; Davidson, Allan; Conc. 16, Part Lot 24, geographic Township of Monmouth (Esson Lake) Roll #602-29100

Environment/Property:

- Arena Snack Bar Contract – 2 month duration (July & August)

Carried.

DELEGATIONS:

Samuel (Jim) Walker

Mr. Walker addressed Council with a request to purchase the unopened road allowance between the geographic Township of Cardiff and Anstruther. Mr. Walker presently has his septic system located on the unopened road allowance with the permission of the previous Councils of Cardiff and Anstruther. Mr. Walker asked permission to purchase the road allowance as he now needs to obtain water from across the road allowance and is concerned about potential problems with having both the septic and water system to his property located on property that he does not own. Council thanked him for his presentation.

Roger Williams

Mr. Williams addressed Council regarding the storm sewers right-of-ways and pathways. Mr. Williams requested permission from Council to remove the “No motorized vehicles allowed” signs located on the walkways located in the Cardiff townsite and owned by the Municipality, as well as permission to park on said right-of-ways. Council thanked Mr. Williams for his presentation.

Michael Gervais

Mr. Gervais from the Cardiff Elementary School presented to Council a power-point presentation prepared by the children from the area, Cardiff Community Association and the Health Unit. Funding was made available for a study to be done to promote pedestrian safety, accessibility issues in the Cardiff townsite. A number of positive factors were mentioned as well as those that gave concern to the group doing the study. Council thanked Mr. Gervais for his very informative presentation and indicated they would follow-up of those concerns identified by the study.

Rich Moritz

Mr. Moritz addressed Council on behalf of Mrs. Etta Dovell regarding the access to Mrs. Dovell's property in Gooderham. The previous Council expressed their willingness to permit Mrs. Dovell to obtain legal right-of-way over municipal land. Mr. Moritz requested the present Council to allow the same decision with some minor revisions. Council thanked Mr. Moritz for his presentation.

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SPECIAL DELEGATIONS:

Chris Jones, Meridian Planning Consultants Inc.

Mr. Jones discussed with Council the proposed “housekeeping” changes to the Zoning By-law for the Municipality of Highlands East. The “housekeeping” changes are to clarify and add provision in the Zoning By-law as well as update the related mapping. A general summary of the changes are: the creation of a Hazard Zone to restrict development along certain streams and rivers prone to flooding; creation of a Lake Zone to restrict development on the lakebed; addition of several new definitions and replace the current 3 maps with 13 new zoning maps. At the direction of Council there were some minor revisions made to the Zoning By-law.

Approval of Accounts

2008-311

Moved by: Donna Graham

Seconded by: Gary Stoughton

BE IT RESOLVED THAT General Accounts in the amount of \$1,494,532.36 be approved.

Carried.

Surplus Lands – shoreline road allowance

2008-312

Moved by: Jim Mackie

Seconded by: Gary Stoughton

BE IT RESOLVED THAT the following application for the Closure and Conveyance of Shoreline Road Allowances be declared surplus lands by Council and that the application be approved in principle and be forwarded to Bishop and Rogers for processing:

- **Davidson, Allan;** Conc. 16, Part Lot 24, geographic Township of Monmouth (Esson Lake) Roll #602-29100

Carried.

Hydro One Networks Inc. Gift Agreements

2008-313

Moved by: Donna Graham

Seconded by: Gary Stoughton

BE IT RESOLVED THAT Council authorizes gift agreement between Hydro One Networks Inc. and the Municipality.

AND FUTHER THAT Council authorizes the Reeve to sign on behalf of the Municipality.

Carried.

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**Consent Application H-050/08
2008-314**

Moved by: Donna Graham

Seconded by: Gary Stoughton

BE IT RESOLVED THAT the conveyance of part of lot 2, Concession 1 in the geographic Township of Glamorgan by PERLIS, Herschel be approved.

Conditions to be imposed:

- Municipality of Highlands East Administration fee of \$100.00 per lot;
- Subject to approval of final survey by the Chief Administrative Officer;
- Subject to any Township roads found on final survey, must be deeded to Township at owners expense.
- For right-of-way only to the adjacent land owner – Part 3 on Plan 19R-1867

Carried.

**Appointment to Volunteer Fire Department
2008-315**

Moved by: Donna Graham

Seconded by: Jim Mackie

BE IT RESOLVED THAT Council for the Municipality of Highlands East appoints the following to the Volunteer Fire Department:

- Sheila Barnes Station #4

Carried.

**Removal to Volunteer Fire Department
2008-316**

Moved by: Gary Stoughton

Seconded by: Jim Mackie

BE IT RESOLVED THAT Council for the Municipality of Highlands East remove the following from the Volunteer Fire Department:

- Sara Partridge Station #1 & 6
- Brian Scott Station # 1 & 6
- Debra Murphy Station #3
- Jason Nicholson Station #3
- Andrea Thompson Station #3
- John Waugh Station #4

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Carried.

Ban on PBDE products

2008-317

Moved by: Gary Stoughton

Seconded by: Jim Mackie

BE IT RESOLVED THAT Council for the Municipality of Highlands East supports the motion seeking to ban the production and import of products containing additive PBDEs by Peter Julian, MP Burnaby – New West Minister.

Carried.

Re-imburement of money for generator

2008-318

Moved by: Gary Stoughton

Seconded by: Jim Mackie

BE IT RESOLVED THAT Council authorizes the re-imburement of monies paid to the Cardiff Firefighters Association to Marlene Lacey for generator.

AND FURTHER THAT there will be no further re-imburement/refund of money for generators purchased from the Cardiff Firefighters Association.

Carried.

Arena Snack Bar

2008-319

Moved by: Gary Stoughton

Seconded by: Jim Mackie

BE IT RESOLVED THAT Council accepts the proposal from Karen Hutt to operate the Arena Snack Bar for the months of July and August, 2008 for \$35.00 per month.

AND FURTHER Council authorizes the Reeve and Clerk to sign contract on behalf of the Municipality of Highlands East.

Carried.

Suzanne Partridge, Ward 2 Councillor arrived late to the meeting.

- Department Reports were submitted, reviewed and filed for future reference.

Ward Councillor Report

**Minutes of the Meeting of the Council of the Municipality of Highlands East held on
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Highlights:

- Ward 1: Jim Mackie discussed with Council his concerns regarding wheelchair accessibility in the Cardiff townsite, in particular the condition and access that can be found at the walkways. Mr. Mackie was also concerned about the storm sewers and the need to lock them down. Mr. Mackie has also received a number of inquiries regarding culverts and whether or not a property owner can purchase their own and put them in. They will be receiving \$10,000 from Hydro One to be use for the Ice Rink. There are still ongoing problems with cats and this problem needs to enforced. Security of fuel storage also needs to be addressed. The family of the late Mr. and Mrs. McGillivray expressed their thanks to those Council members and volunteer Firefighters who attended the service last Saturday. The late Mr. and Mrs. McGillivray were escorted by the volunteer Fire Department to their final resting place, via a buckboard driven by a family member to the McGillivray cemetery.
- Ward 2: Suzanne Partridge had nothing new to report other than that she has received numerous calls regarding building concerns.
- Ward 3: Donna Graham reported that they held their Canada Day celebrations on Sunday and the Fire Department did an excellent job. Donna also mentioned that there was a good turnout at the Glamor Lake and Little Glamor Lake Cottage Association meeting.
- Ward 4: Gary Stoughton reported that cats are still a problem that needs to be addressed. Gary expressed his pleasure of the new outside washroom in Wilberforce and thanked the Environmental/Property Supervisor for his prompt response. He has received good reports on road conditions.
- REEVE: Reeve Burton had nothing to report at this time as County Council was meeting the following day.

The CAO/Treasurer mentioned to Council that the "Farmers Market" in Tory Hill held their first function this past weekend with a "blacksmith" demonstration.

**Adjourn Committee of Council
2008-320**

Moved by: Suzanne Partridge
Seconded by: Donna Graham

BE IT RESOLVED THAT this Committee of Council meeting be adjourned.

Carried.

**Meeting Declared Open
2008-321**

Moved by: Suzanne Partridge
Seconded by: Donna Graham

BE IT RESOLVED THAT this meeting of Council be declared open.

Carried.

**Adopt Agenda for Council meeting
2008-322**

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Moved by: Suzanne Partridge

Seconded by: Donna Graham

BE IT RESOLVED THAT the agenda for the Council meeting be adopted as circulated.

Carried.

Approval of Minutes

2008-323

Moved by: Donna Graham

Seconded by: Suzanne Partridge

BE IT RESOLVED THAT the Council for the Municipality of Highlands East approves the minutes of June 10, 2008 and June 24, 2008 council meetings.

Carried.

Approve Resolutions

2008-324

Moved by: Gary Stoughton

Seconded by: Jim Mackie

BE IT RESOLVED THAT the resolutions from the Committee of Council of a Whole meeting of Tuesday, July 8, 2008 be adopted.

Carried.

Housekeeping By-law

2008-325

Moved by: Gary Stoughton

Seconded by: Jim Mackie

BE IT RESOLVED THAT Council receives the report dated June 3, 2008 from Meridian Planning Consultants Inc. – Housekeeping and Zoning By-law Update File No. 3028;

AND WHEREAS the proposed zoning by-law amendment has been modified subsequent to the formal public meeting, but Council considers the proposed changes to be minor and therefore no further public meeting or consultation is required;

NOW THEREFORE Council adopts the proposed housekeeping amendment together with the new schedules and directs the Clerk to publish and circulate a Notice of Adoption of the amendment in the manner prescribed under the Planning Act.

Carried.

By-laws

2008-326

Moved by: Suzanne Partridge

Seconded by: Gary Stoughton

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BE IT RESOLVED THAT By-laws Nos:

2008-46 Being a By-law to amend By-law No. 2005-29 as amended, the Zoning By-law for the Municipality of Highlands East with respect to “housekeeping” changes to the Comprehensive Zoning By-law for the Municipality of Highlands East.

be read a first, second and third time, passed and signed and the Corporate Seal attached.

Carried.

Closed Session

2008-327

Moved by: Jim Mackie

Seconded by: Gary Stoughton

BE IT RESOLVED THAT this Council moves into a Committee of a Whole in order to discuss a matter pertaining to:

- personal matters about an identifiable individual, including municipal local board employees;
- litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board;

Carried.

Arise from Closed Session

2008-328

Moved by: Suzanne Partridge

Seconded by: Gary Stoughton

BE IT RESOLVED THAT Council arise from the closed session.

Carried.

Animal Control Officer

2008-329

Moved by: Suzanne Partridge

Seconded by: Donna Graham

BE IT RESOLVED THAT Council authorizes an employment agreement for a casual, on-call Animal Control Officer for a period of three months. And further that Rob Elstone be retained for this casual, on-call position. And further that the Reeve and CAO be authorized to sign employment agreement of behalf of the municipality.

Carried.

Tender – Landfill Cover

2008-330

Moved by: Gary Stoughton

Seconded by: Jim Mackie

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BE IT RESOLVED THAT Council directs staff to advertise/tender for landfill cover for the Municipality of Highlands East.

Carried.

**Relocation of the Building Department
2008-331**

Moved by: Jim Mackie

Seconded by: Donna Graham

BE IT RESOLVED THAT Council directs that the Building Department be relocated to the Gooderham office.

Carried.

**Confirm Proceeding of Meeting
2008-332**

Moved by: Donna Graham

Seconded by: Suzanne Partridge

BE IT RESOLVED THAT By-law No. 2008-49 being a by-law to confirm the proceedings of council at its regular meeting of July 8, 2008, be read a first, second and third time, passed, signed and sealed with the Corporate Seal.

Carried.

**Adjournment
2008-333**

Moved by: Gary Stoughton

Seconded by: Jim Mackie

BE IT RESOLVED THAT this Council meeting be adjourned.

Carried.

The meeting adjourned at **3:30 p.m.**

Reeve, Dave Burton

Clerk, Irene S. Cook