

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

Members Present:

Reeve, Dave Burton
Deputy Reeve, Jim Mackie Ward 1
Councillor Suzanne Partridge Ward 2
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

Attendance:

Greg Hoestra Haliburton Echo
Liz Danielsen The County Voice
Rob Lonergan
Gary Burtch
Todd Bertram

Delegations

Steve Kauffeldt
Calvin Stein
Sharon Lonergan
Larry Haight
Luann Coghlan

Affiliation

Cardiff Community Association
Union Trade Supervisor Level 2 - Hydro One

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:

None declared.

Open Meeting

2008-371

Moved by: Donna Graham

Seconded by: Gary Stoughton

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

Carried.

Items added/changed to Agenda

2008-372

Moved by: Gary Stoughton

Seconded by: Donna Graham

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

Admin: Local Government Week – October 19th to 25th, 2008 – resolution

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

Environment:

- Coalition for Balanced Mining Act Reform – resolution
- Ministry of Natural Resources re: Sunday Hunting – FYI
- Health Unit – Low-cost rabies vaccination clinic – FYI

Carried.

DELEGATIONS:

Steve Kauffeldt, Cardiff Community Association and Calvin Stein, Hydro One

Steve Kauffeldt from the Cardiff Community Association with Calvin Stein, Union Trade Supervisor Level 2 - Hydro One made a cheque presentation to Council. The Cardiff Community Association made application to Hydro One for funding under Power Play and was successful in obtaining funding in the amount of \$10,000 for the revitalization of the Cardiff Rink.

Sharon Lonergan and Larry Haight

Sharon Lonergan and Larry Haight made a presentation to Council regarding issues with the Building Department. There was an informal meeting held on August 19th by a group of concerned individuals with Council and they discussed a number of issues pertaining to the Building Department, in particular with the Chief Building Official.

Luann Coghlan

Luann Coghlan made a presentation to Council regarding her proposal to use the Lloyd Watson Centre (free of charge) to conduct workshops – “The Power of Intention”. The workshops are proposed to take place on Monday nights from 6:30 p.m. – 9:00 p.m. The intent of the workshop is to change one’s thoughts to change their life. Council indicated that they would check out the website before making a decision.

Approval of Accounts

2008-373

Moved by: Donna Graham

Seconded by: Gary Stoughton

BE IT RESOLVED THAT General Accounts in the amount of \$866,403.01 be approved.

Carried.

Computer Software Upgrade Tender

2008-374

Moved by: Suzanne Partridge

Seconded by: Jim Mackie

BE IT RESOLVED THAT Council accept the tender from USTI for computer software (Asyst Software - licence fee, support and service fee) upgrade in the amount \$20,695 plus applicable taxes.

Carried.

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

LAS Electricity

2008-375

Moved by: Donna Graham

Seconded by: Gary Stoughton

BE IT RESOLVED THAT Council authorizes the CAO to investigate purchasing electricity from LAS and attend workshops to compile information and report back to Council.

Carried.

Organizational Review – additional costs

2008-376

Moved by: Suzanne Partridge

Seconded by: Gary Stoughton

BE IT RESOLVED THAT Council for the Municipality of Highlands East authorizes the additional work and payment of \$3,835.00 plus taxes for the Organizational Review by Templeman Consulting Group Inc.

Carried.

Flags Unlimited Invoice

2008-377

Moved by: Donna Graham

Seconded by: Gary Stoughton

BE IT RESOLVED THAT Council authorizes the payment of invoice #131450 from Flags Unlimited in the amount of \$1,265.01.

Carried.

Local Government Week – October 19th to 25th, 2008

2008-378

Moved by: Gary Stoughton

Seconded by: Jim Mackie

BE IT RESOLVED THAT the Municipality of Highlands East join the Province of Ontario and AMCTO (Association of Municipal Managers, Clerks and Treasurers of Ontario) and the Association of Municipalities of Ontario, together with local schools and teachers, to make Local Government Week – October 19th to 25th, 2008 a real and relevant experience for our students.

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

Carried.

Exemption of the PST

2008-379

Moved by: Gary Stoughton

Seconded by: Jim Mackie

BE IT RESOLVED THAT Council for the Municipality of Highlands East supports the resolution of the City of Own Sound requesting that the Government of Ontario provide a full exemption of provincial sales tax on goods and services to all Ontario municipalities similar to the GST exemption.

Carried.

October 22, 2008 Child Care Worker & Early Childhood Educator

2008-380

Moved by: Donna Graham

Seconded by: Suzanne Partridge

BE IT RESOLVED THAT Council for the Municipality of Highlands East declares that October 22, 2008 be designated the 8th annual "Child Care Worker & Early Childhood Educator Appreciation Day" in recognition of the influence, dedication and commitment of child care workers to children, their families and quality of life of the community.

Carried.

Implementation of provincial growth legislation

2008-381

Moved by: Gary Stoughton

Seconded by: Jim Mackie

BE IT RESOLVED THAT Council for the Municipality of Highlands East supports the resolution from the Town of Halton Hills regarding their request for a provincial public inquiry into the challenges facing municipalities from implementation of provincial growth legislation, such as the Places to Grow Act and the Bill 51 amendments to the Planning Act.

Carried.

October 2008 Child Abuse Month

2008-382

Moved by: Donna Graham

Seconded by: Suzanne Partridge

BE IT RESOLVED THAT Council for the Municipality of Highlands East proclaims October 2008 as

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

“Child Abuse Prevention Month” to recognize the ongoing commitment of individuals and organizations in our community whose tireless efforts help prevent child abuse.

Carried.

**Early review of the County Official Plan
2008-383**

Moved by: Suzanne Partridge

Seconded by: Donna Graham

Whereas the County of Haliburton Planning Department has indicated to the local municipalities that they wish to initiate a County Official Plan update prior to the statutory 5 year requirement for undertaking such updates;

And Whereas the Municipality of Highlands East Official Plan Review is scheduled to be initiated in 2009;

And Whereas the Municipality of Highlands East finds it prudent for the County Official Plan Review to proceed prior to or concurrent with the Highlands East Official Plan Review to facilitate the establishment of updated planning policy applicable to Provincial and County interests;

NOW THEREFORE BE IT RESOLVED THAT the Municipality of Highlands East encourages the County of Haliburton to proceed with their Official Plan Review prior to the 5 year requirement specified in the Planning Act.

Carried.

**Consent Application H-059/08
2008-384**

Moved by: Donna Graham

Seconded by: Gary Stoughton

BE IT RESOLVED THAT the conveyance of part of lot7, Concession 6 in the geographic Township of Glamorgan by 2094955 Ontario Inc. 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 Municipality of Highlands East Cash-in-Lieu payment of fee of \$1,500 for each new shoreline residential lot;
- Subject to any Township roads found on final survey, must be deeded to Township at owners expense;
- Subject to amendment of Zoning By-law on severed and retained parcel.
- Severed and retained portions to have a minimum of 60 metres frontage and minimum area of 0.8 **ha** or a minimum area as per By-law 2005-29, as amended.
- Application to provide Surveyor's Certificate or Site Plan, to confirm that the new development

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

that is located on a water body shall be able and will meet a minimum set back 30 metres from the high water mark, including any main buildings and the septic tank disposal system.

- Subject to an easement or right-of-way to the municipality for any existing portage trails found on survey at the owner's expense.

Carried.

**Consent Application H-060/08
2008-385**

Moved by: Suzanne Partridge

Seconded by: Donna Graham

BE IT RESOLVED THAT the conveyance of part of lot7, Concession 6 in the geographic Township of Glamorgan by 2094955 Ontario Inc. 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 Municipality of Highlands East Cash-in-Lieu payment of fee of \$1,500 for each new shoreline residential lot;
- Subject to any Township roads found on final survey, must be deeded to Township at owners expense;
- Subject to amendment of Zoning By-law on severed and retained parcel.
- Severed and retained portions to have a minimum of 60 metres frontage and minimum area of 0.8 **ha** or a minimum area as per By-law 2005-29, as amended.
- Application to provide Surveyor's Certificate or Site Plan, to confirm that the new development that is located on a water body shall be able and will meet a minimum set back 30 metres from the high water mark, including any main buildings and the septic tank disposal system.
- Subject to an easement or right-of-way to the municipality for any existing portage trails found on survey at the owner's expense.

Carried.

**Tanker 302
2008-386**

Moved by: Suzanne Partridge

Seconded by: Donna Graham

BE IT RESOLVED THAT Council donates to the Gooderham Volunteer Fire Department Association Tanker 302 – to be disposed of by the Association.

Carried.

**Appointment to Fire Department
2008-387**

Moved by: Donna Graham

Seconded by: Suzanne Partridge

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

BE IT RESOLVED THAT Council appoints to Station #3 Volunteer Fire Department the following:

- Jason Boylan
- Jon English

Carried.

Removal of Volunteer from Station #1

2008-388

Moved by: Gary Stoughton

Seconded by: Jim Mackie

BE IT RESOLVED THAT Holly Musclow be removed from the Station #1 Volunteer Fire Department.

Carried.

Request to purchase unopened road allowance – Samuel Walker

2008-389

Moved by: Jim Mackie

Seconded by: Gary Stoughton

BE IT RESOLVED THAT the following request to stop up, close and convey an original Road Allowance is not approved:

- Walker, Samuel; Conc. 4, Part Lot 1, Plan 465 (unopened road allowance between geographic Township of Cardiff and Anstruther)

Carried.

Deposit/return on aluminum cans

2008-390

Moved by: Suzanne Partridge

Seconded by: Gary Stoughton

BE IT RESOLVED THAT Council supports the resolution from the Town of Milton requesting the Minister of Environment to consider placing a deposit/return system on aluminum and plastic drink containers.

Carried.

Moratorium on Uranium Mining – RECORDED VOTE

2008-391

Moved by: Suzanne Partridge

Seconded by: Dave Burton

WHEREAS the Municipality of Highlands East passed a resolution, on April 8, 2008, that called upon the Province of Ontario to enact a moratorium on uranium mineral exploration and to petition the

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

Province of Ontario *to* initiate an immediate moratorium on uranium mineral prospecting, exploration, mining or other processing in Highlands East and its watershed areas until such time as all environmental and health issues related to uranium mining are resolved.

AND WHEREAS the Province of Ontario has recently initiated a very short public consultation process that aims to secure public input prior to Modernizing Ontario's Mining Act;

AND WHEREAS it is essential that the modernization of that Act will result in the rights and interests and the health of all citizens being protected, and in municipalities being able to regulate mining activities within their jurisdictions;

AND WHEREAS the consultation process of the Province directs the public to comment on five themes that do not lend themselves to the strengthening of the land use planning powers of municipalities so that they can execute their essential planning mandate in respect of controlling mineral exploration and development activities within their municipal boundaries so as to bring such activities into balance with other land uses and to protect the environment and the rights and interests, the health and the investments of their citizens;

AND WHEREAS a coalition of knowledgeable persons, municipal officials, conservation authorities, community groups and environmental organizations have come together behind "Three Modest Proposals" that experts have concluded would resolve the fundamental imbalances that exist between mining activities and other land uses and other essential policies and priorities;

THEREFORE BE IT RESOLVED THAT the Council for the Municipality of Highlands East:

1. Endorses the Three Modest Proposals that were developed by the Coalition for BALANCED Mining Act Reform, and
2. Petitions the Provincial Government of Ontario:
 1. to re-unite all provincially-owned mining rights with land that is privately owned and municipally taxed;
 2. to give municipal governments: the ability to develop and to enforce official plans including mineral land use designation; and thus the subsequent authority to zone lands so as to restrict the locations in which mining activities can be undertaken, in accordance with municipal needs; and
 3. to require a comprehensive public review of the impacts of proposed mineral exploration and mining activities before such activities can be undertaken by anyone.

RECORDED VOTE:

Jim Mackie	Nay
Suzanne Partridge	Yea
Donna Graham	Yea
Gary Stoughton	Nay
Dave Burton	Yea

Carried.

Public Inspector Day – September 23, 2008

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

2008-392

Moved by: Gary Stoughton

Seconded by: Donna Graham

BE IT RESOLVED THAT Council for the Municipality of Highlands East proclaims September 23, 2008 as *Public Inspector Day*.

Carried.

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

Ward Councillor Report

Highlights:

- Ward 1: Jim Mackie reported that they are moving forward with the relocation of the rink in Cardiff. Dyno Estates annual meeting went well. There was a water leak at the Cardiff School. He has received a number of complaints regarding cats at large and not so many regarding the dogs. There was also damage done to the signage on the one of the pathways which was reported to the police. Don Finlay, a volunteer with the Fire Department for over 45 years recently retired from the department and was recognized for his years of service by the Station at their annual picnic. On a sadder note, Bruce Cox, municipal employee recently passed away.
- Ward 2: Suzanne Partridge reported that the Municipal Dog Pound is experiencing difficulty with the number of cats coming into the pound. The other participating municipalities do not want cats to be accepted at the pound. The cost to euthanize the animals has increased and our by-law needs to be updated to increase the number of days the animals are in the pound. She has received a request to extend municipal road maintenance on Monck Lake Road. Suzanne commented that Houston Road is looking great. There will be a "Heritage Day" in Highland Grove on September 20th from 10 a.m. to 4 p.m.
- Ward 3: Donna Graham reported that she has received complaints about cats running at large. The Gooderham Horseshoe Days came in at a deficit as there were more "give aways" to the children who attended. Donna praised the Committee for their hard work and that they were excellent to work with.
- Ward 4: Gary Stoughton reported that he is still receiving complaints about the cat situation and that this is now a serious problem. Gary requested an update from the Reeve on the renaming of Wilberforce Road. Gary is also receiving complaints about the building department.
- REEVE: Reeve Burton reported that he attended the Dyno Estates Ratepayers meeting and they presented concerns about the road which has since been rectified by the Roads Superintendent. He also attended the Billings Lake Cottage Association meeting, which went well. Reeve Burton reported that he attended the Source Water Protection meeting and commented on a presentation by Dave Ness, from the Trent Severn Waterways regarding the waterways and the control placed on the waterways.

Adjourn Committee of Council

2008-393

Moved by: Donna Graham

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

Seconded by: Gary Stoughton

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

Carried.

Meeting Declared Open

2008-394

Moved by: Donna Graham

Seconded by: Suzanne Partridge

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

Carried.

Adopt Agenda for Council meeting

2008-395

Moved by: Jim Mackie

Seconded by: Gary Stoughton

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

Carried.

Approval of Minutes

2008-396

Moved by: Gary Stoughton

Seconded by: Jim Mackie

BE IT RESOLVED THAT the Council for the Municipality of Highlands East approves the minutes of August 12, 2008 and August 21, 2008 council meetings.

Carried.

Approve Resolutions

2008-397

Moved by: Gary Stoughton

Seconded by: Suzanne Partridge

BE IT RESOLVED THAT the resolutions from the Committee of Council of a Whole meeting of Tuesday, September 9, 2008 be adopted.

Carried.

By-laws

2008-398

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

Moved by: Jim Mackie

Seconded by: Gary Stoughton

BE IT RESOLVED THAT By-laws Nos:

- **2008-55** Being a By-law to amend By-law 2007-51, a by-law for the prohibiting and regulating the running at large and trespassing of cats and other animals (other than dogs) and to restrict the keeping of certain animals in the Corporation of the Municipality of Highlands East
- **2008-56** Being a By-law under the provisions of Section 36 of the Planning Act, R.S.O. 1990, c.P.13 to amend Zoning By-law 2005-29 of the Corporation of the Municipality of Highlands East with respect to Part of Lot 31, Concession 5, in the former geographic Township of Glamorgan, now in the Municipality of Highlands East., Municipality of Highlands East. Roll No. 4601 901 000 77500 0000 (Markussen)

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

Carried.

Closed Session

2008-399

Moved by: Donna Graham

Seconded by: Suzanne Partridge

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

2008-400

Moved by: Gary Stoughton

Seconded by: Jim Mackie

BE IT RESOLVED THAT Council arise from the closed session.

Carried.

ARISE AND REPORT FROM CLOSED SESSION

The following resolution was passed:

Plans Examiner/Building Inspector

2008-401

Moved by: Gary Stoughton

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

Seconded by: Jim Mackie

BE IT RESOLVED THAT Robert Spurrier be hired as Plans Examiner/Building Inspector as needed.

Carried.

**Confirm Proceeding of Meeting
2008-402**

Moved by: Suzanne Partridge

Seconded by: Donna Graham

BE IT RESOLVED THAT By-law No. 2008-57 being a by-law to confirm the proceedings of council at its regular meeting of September 9, 2008, be read a first, second and third time, passed, signed and sealed with the Corporate Seal.

Carried.

**Adjournment
2008-403**

Moved by: Gary Stoughton

Seconded by: Jim Mackie

BE IT RESOLVED THAT this Council meeting be adjourned.

Carried.

The meeting adjourned at 3:19 p.m.

Reeve, Dave Burton

Clerk, Irene S. Cook