

TOWNSHIP OF SOUTH-WEST OXFORD
COUNCIL MINUTES

February 7th, 2006

MEMBERS PRESENT: Mayor James Hayes
Councillors: D. Anne Vanhoucke, Ron Sackrider,
Jay Heaman, George Klosler, David Mayberry,
Gerry Mitchell

MEMBERS ABSENT: None

STAFF PRESENT: Mary Ellen Greb, Deputy Clerk-Treasurer

MEETING WAS CALLED TO ORDER

The meeting was called to order at 9:00 a.m. by Mayor James Hayes.

APPROVAL OF AGENDA

Resolution No. 1 –

Moved by D. Anne Vanhoucke
Seconded by Jay Heaman

RESOLVED that the agenda for the February 7th, 2006, meeting of Council be approved.

DISPOSITION: Motion Carried.

MINUTES:

Resolution No. 2-

Moved by D. Anne Vanhoucke
Seconded by Jay Heaman

RESOLVED that the minutes of the January 17th, 2006, meeting of Council be accepted.

DISPOSITION: Motion Carried.

DECLARATION OF PECUNIARY INTEREST

Councillor Gerry Mitchell declared a conflict of intent with regard to the by-law to authorize the execution of a Development Agreement with Spring Lake Recreational Vehicle Park Limited.

Mayor James Hayes declared a conflict of interest with regard to Minor Variance Application No. A1/06, Applicant: Gary Breman.

STAFF REPORTS:

Works Department

Works Superintendent Bill Freeman gave his report numbered W.D. 02-2006.

Resolution No. 3 –

Moved by D. Anne Vanhoucke
Seconded by Jay Heaman

RESOLVED that the Works Superintendent's Report No. W.D. 02-2006 be accepted.

DISPOSITION: Motion Carried

Drainage Department

Drainage Superintendent Wray Ramsay gave his report numbered D.D. 02-2006

Resolution No. 4 –

Moved by D. Anne Vanhoucke
Seconded by Jay Heaman

RESOLVED that the Drainage Superintendent's Report No. D.D. 02-2006 be accepted.

DISPOSITION: Motion Carried

OXFORD DETACHMENT, ONTARIO PROVINCIAL POLICE, 4TH QUARTER REPORT FOR 2005

Inspector Jack Goodlett and Sergeant John Rutkauskas of the Oxford Detachment, Ontario Provincial Police, gave their report on policing for the 4th Quarter of 2005. They also reviewed with Council the Highway 401 Rural Protests that occurred on January 21, 2005 and December 14, 2005, and statistics related to policing costs for them.

Inspector Goodlett emphasized that the protests had been peaceful.

Resolution No. 5 –

Moved by Gerry Mitchell
Seconded by George Klosler

RESOLVED that the report of the Oxford Detachment, Ontario Provincial Police for the 4th Quarter of 2005 be accepted.

DISPOSITION: Motion Carried

CHAIRPERSON FOR COMMITTEE OF ADJUSTMENT MEETING

Resolution No. 6 –

Moved by D. Anne Vanhoucke
Seconded by Ron Sackrider

RESOLVED that David Mayberry assume the chair for the Committee of Adjustment A1-06.

DISPOSITION: Motion Carried

ADJOURN FOR A MEETING OF THE COMMITTEE OF ADJUSTMENT

Resolution No. 7 –

Moved by Ron Sackrider
Seconded by Gerry Mitchell

RESOLVED that Council adjourn in order that a meeting of the Committee of Adjustment may be held.

DISPOSITION: Motion Carried

The Committee of Adjustment having concluded its meeting, the Council meeting was resumed.

Allen Forrester, Clerk-Treasurer Administrator was present for the balance of the meeting. Mary Ellen Greb, Deputy Clerk-Treasurer, left the meeting.

DELEGATION: J.L. (Jim) OLIVER, GENERAL MANAGER, LONG POINT REGION
CONSERVATION AUTHORITY (LPRCA)

Jim Oliver, General Manager, LPRCA, reviewed with council the Authority's draft budget for 2006.

Mr. Oliver commented that the draft budget proposed a 4.5% increase in the Authority's levy for Oxford County for 2006. This amounts to about \$6,200 or 29¢ per capita.

CONSIDERATION OF ENGINEER'S REPORT FOR PRIESTER DRAIN "A", 2006

M.P. (Mike) De Vos, P. Eng., of Spriet Associates London Limited, reviewed the Engineer's Report for the Priester Drain "A", 2006.

Drainage Superintendent Wray Ramsay was present for the consideration of the report.

Resolution No. 8 –

Moved by Ron Sackrider

Seconded by Jay Heaman

RESOLVED that the Engineer's Report for the Priester Drain "A", 2006 be accepted.

DISPOSITION: Motion Carried

BY-LAW ENFORCEMENT

Council reviewed By-Law Enforcement Report No. B.E. 02-2006.

Resolution No. 9 –

Moved by D. Anne Vanhoucke

Seconded by Jay Heaman

RESOLVED that the By-Law Enforcement Officer's Report No. BE 02-2006 be accepted.

DISPOSITION: Motion Carried

CONSIDERATION OF ENGINEER'S REPORT FOR THE WHALEY DRAIN 2006

M.P. (Mike) De Vos, P. Eng., Spriet Associates London Limited gave the Engineer's Report for the Whaley Drain 2006.

Drainage Superintendent Wray Ramsay was present for the consideration of the report.

Resolution No. 10 –

Moved by Ron Sackrider

Seconded by Jay Heaman

RESOLVED that the Engineer's Report for the Whaley Drain 2006 be accepted.

DISPOSITION: Motion Carried

CLERK-TREASURER ADMINISTRATOR'S REPORT NO. C.T.A. 01-2006

SUBJECT: REVISION OF JOB DESCRIPTIONS TO INCLUDE REFERENCE TO THE
OCCUPATIONAL HEALTH AND SAFETY ACT AND THE TOWNSHIP'S HEALTH AND
SAFETY POLICY

Council considered Clerk-Treasurer Administrator's Report No. C.T.A. 01-2006.

Council directed that the Job Descriptions be amended where appropriate to include annual performance evaluation of employees. Also that the Job Description for the Clerk-Treasurer Administrator include reference to:

- Looking for opportunities to achieve economies or efficiencies.
- Looking for problems and bringing them to Council's attention where necessary for their resolution.
- An annual report summarizing activity of the Township in the previous year.

Resolution No. 11 –

Moved by D. Anne Vanhoucke
Seconded by Jay Heaman

RESOLVED that the Clerk-Treasurer & Administrator's Report No. C.T.A. 01-2006 be accepted as amended.

DISPOSITION: Motion Carried

Council adjourned for lunch at 12:00 p.m. and reconvened at 1:00 p.m.

Councillor Jay Heaman was not present for the balance of the meeting.

WASTE MANAGEMENT REPORT-2005

Council considered the Report on Waste Management for the year 2005.

Resolution No. 12 –

Moved by D. Anne Vanhoucke
Seconded by Ron Sackrider

RESOLVED that the Waste Management Report for 2005 be accepted.

DISPOSITION: Motion Carried

CORRESPONDENCE ITEM NO. 72 FROM COUNTY OF OXFORD

RE: IMPROVEMENTS TO MINIMUM DISTANCE SEPARATION FORMULAE

Resolution No. 13 –

Moved by George Klosler
Seconded by Gerry Mitchell

RESOLVED that Report No. 2006-22 of the County of Oxford Community and Strategic Planning Office with regard to Improvements to Minimum Distance Separation Formulae be endorsed.

DISPOSITION: Motion Carried

SEVERANCE APPLICATION NO. B-1/06, APPLICANTS: GERALD & PAULINE FESIUK, LOTS 27 AND 28B, PLAN 538, CENTREVILLE

Resolution No. 14 –

Moved by Gerry Mitchell
Seconded by George Klosler

RESOLVED that South-West Oxford Council's comments re: Consent Application No. B-1/06, Applicant(s) Gerald & Pauline Fesiuk are as follows:

- 1) The application is contrary to the Official Plan.
- 2) Council has concerns about further non-farmer residential development in the rural area.

CORRESPONDENCE ITEM NO. 62 FROM ANNE & EGBERTHA POSTMUS, REQUEST FOR DRAINAGE WORKS UNDER SECTION 78 OF THE DRAINAGE ACT

Resolution No. 15 –

Moved by Ron Sackrider
Seconded by D. Anne Vanhoucke

RESOLVED that the request of Anne and Egbertha Postmus for drainage works under Section 78 of the Drainage Act be accepted and the firm of Spriet Associates be appointed to prepare an Engineer's Report.

DISPOSITION: Motion Carried

STREET LIGHT SERVICING SUMMARY FOR 2005

This matter was deferred to the next meeting so that Councillor Jay Heaman may be present for its consideration.

CORRESPONDENCE ITEM NO. 97 FROM DIANE BIALEK ADVISING THAT SHE AND JOYCE TONNER WANT TO PURCHASE THE PART OF ZORRA STREET SOUTH OF BEACHVILLE ROAD

The Clerk was directed to initiate the procedure for closing and selling the part of Zorra Street allowance south of Beachville Road.

CORRESPONDENCE ITEM NO. 98 FROM REGIONAL MUNICIPALITY OF NIAGARA REQUESTING THE PROVINCE OF ONTARIO TO REMOVE THE OBLIGATION TO FUND SOCIAL PROGRAMS FROM THE PROPERTY TAX BASE

Resolution No. 16 –

Moved by David Mayberry
 Seconded by D. Anne Vanhoucke

RESOLVED that Correspondence Item No. 98 be noted and filed.

DISPOSITION: Motion Carried

ACCOUNTS

Resolution No. 17 –

Moved by D. Anne Vanhoucke
 Seconded by Ron Sackrider

RESOLVED that the following Accounts be approved for payment:

| | | |
|---------------------------------|----|------------|
| Accounts Payable Council Report | \$ | 248,470.47 |
| GST Recoverable (due back) | \$ | 7,381.52 |
| Pre-Authorized Payments | \$ | 8,524.65 |
| Bi-Weekly payroll #2 | \$ | 27,063.29 |
| Bi-Weekly payroll #3 | \$ | 29,737.44 |

TOTAL \$ **321,177.37**

DISPOSITION: Motion Carried

INFORMATION CORRESPONDENCE

Resolution No.18 –

Moved by D. Anne Vanhoucke
 Seconded by Ron Sackrider

RESOLVED that correspondence numbered as follows be noted and filed.
 #53, #57, #60, #67, #69, #71, #73, #74, #76, #77, #80, #84, #85, #92, #93
 #99, #101, #103, #104, #112 #113.

DISPOSITION: Motion Carried

MINUTES OF COURT OF REVISION FOR LOBB DRAIN AND EXTENSION 2005

Resolution No. 19 –

Moved by D. Anne Vanhoucke
 Seconded by Ron Sackrider

RESOLVED that the minutes of the Court of Revision for the Lobb Drain and Extension 2005 be accepted.

DISPOSITION: Motion Carried

BY-LAW NO 57-2005 (3rd Reading)
SUBJECT: LOBB DRAIN AND EXTENSION, 2005

Resolution No. 20 –

Moved by David Mayberry
Seconded by George Klosler

RESOLVED that Resolution No. 26 of the January 17, 2006 meeting of Council be rescinded; AND FURTHER that the by-law to provide for the construction of the Lobb Drain and Extension 2005 be now read a Third time and finally passed, signed, sealed and numbered 57-2005.

DISPOSITION: Motion Carried

BY-LAW NO. 08-2006 (1st and 2nd Reading)
SUBJECT: RE-CONSTRUCTION OF LOWER PORTION OF DRAIN “B” AND THE REPAIR OF DRAIN “A” OF THE WHALEY MUNICIPAL DRAIN

Resolution No. 21 –

Moved by David Mayberry
Seconded by George Klosler

RESOLVED that the mover be granted leave to introduce a by-law to provide for the re-construction of the lower portion of Drain “B” and the repair of Drain “A” of the Whaley Municipal Drain serving parts of Lots 25 to 28, Concessions 10 and 11 (former Dereham Township) in the Township of South-West Oxford and this shall constitute the First and Second reading thereof.

DISPOSITION: Motion Carried

BY-LAW NO. 09-2006 (1st and 2nd Reading)
SUBJECT: RE-CONSTRUCTION OF THE LOWER PORTION OF DRAIN “A” OF THE PRIESTER MUNICIPAL DRAIN

Resolution No. 22 –

Moved by David Mayberry
Seconded by George Klosler

RESOLVED that the mover be granted leave to introduce a by-law to provide for the re-construction of the lower portion of Drain “A” of the Priester Municipal Drain serving parts of Lots 27 and 28, Concessions 10 and 11 (former Dereham Township) in the Township of South-West Oxford and this shall constitute the First and Second reading thereof.

DISPOSITION: Motion Carried

BY-LAW NO 10-2006
SUBJECT: TO AUTHORIZE THE EXECUTION OF A DEVELOPMENT AGREEMENT BETWEEN SPRING LAKE RECREATIONAL VEHICLE PARK LIMITED AND THE CORPORATION OF THE TOWNSHIP OF SOUTH-WEST OXFORD

Resolution No. 23 –

Moved by George Klosler
Seconded by Ron Sackrider

RESOLVED that the mover be granted leave to introduce a by-law to authorize the execution of a Development Agreement between Spring Lake Recreational Vehicle Park Limited and the Corporation of the Township of South-West Oxford and this shall constitute the First and Second reading thereof.

DISPOSITION: Motion Carried

Resolution No. 24 –

Moved by George Klosler
Seconded by Ron Sackrider

RESOLVED that a By-Law to authorize the execution of a Development Agreement between Spring Lake Recreational Vehicle Park Limited and the Corporation of the Township of South-West Oxford be now read a Third time and finally passed, signed, sealed and numbered 10-2006.

DISPOSITION: Motion Carried

BY-LAW 11-2006

SUBJECT: TO APPOINT AN ACTING CHIEF BUILDING OFFICIAL FOR THE
TOWNSHIP OF SOUTH-WEST OXFORD

Resolution No. 25 –

Moved by Gerry Mitchell
Seconded by George Klosler

RESOLVED that the mover be granted leave to introduce a by-law to appoint an Acting Chief Building Official for the Township of South-West Oxford in the County of Oxford and this shall constitute the First and Second reading thereof.

DISPOSITION: Motion Carried

Resolution No. 26 –

Moved by Gerry Mitchell
Seconded by George Klosler

RESOLVED that a by-law to appoint an Acting Chief Building Official for the Township of South-West Oxford in the County of Oxford be now read a Third time and finally passed, signed, sealed and numbered 11-2006.

DISPOSITION: Motion Carried

BY-LAW NO 12-2006

SUBJECT: TO RE-ZONE LAND IN PART LOT 22, CONCESSION 2 (DEREHAM) FROM
GENERAL AGRICULTURAL (A2) AND LIMITED AGRICULTURAL (A1) TO
SPECIAL LIMITED AGRICULTURAL (A1-11) TO PERMIT A LOT ADDITION
TO A SMALL AGRICULTURALLY ZONED PROPERTY

Resolution No. 27 –

Moved by Gerry Mitchell
Seconded by George Klosler

RESOLVED that the mover be granted leave to introduce a by-law to re-zone land in Part Lot 22, Concession 2 (Dereham), to A1-11 and this shall constitute the First and Second reading thereof.

DISPOSITION: Motion Carried

Resolution No. 28 –

Moved by Gerry Mitchell
Seconded by George Klosler

RESOLVED that the by-law to re-zone land in Part Lot 22, Concession 2 (Dereham) to A1-11 be now read a Third time and finally passed, signed, sealed and numbered 12-2006.

DISPOSITION: Motion Carried

CORRESPONDENCE ITEM NO. 126
RE: NOMINATIONS FOR POSITIONS ON THE BOARD OF DIRECTORS FOR OXFORD
SMALL BUSINESS SUPPORT CENTRE

Resolution No. 29 –

Moved by Ron Sackrider
Seconded by David Mayberry

RESOLVED that George Klosler be nominated for a position on the Board of Directors for the Oxford Small Business Support Centre Inc.

DISPOSITION: Motion Carried

DISPOSAL OF MT. ELGIN FIRE HALL'S BOAT

Resolution No. 30 –

Moved by George Klosler
Seconded by Gerry Mitchell

RESOLVED that the boat at the Mt. Elgin Fire Hall be donated to the Dereham Lion's Auction.

DISPOSITION: Motion Carried

NUMBERING OF STREET LIGHTS IN BEACHVILLE

Councillor Gerry Mitchell reported that the street light poles in Beachville were not systematically numbered.

Erie Thames Power is willing to buy the numbers and do the mapping of the street lights as numbered but it will be the Township's task to have the numbers attached to the poles.

Staff was directed to make arrangements to have this done.

CLOSED SESSION

Resolution No. 31 –

Moved by David Mayberry
Seconded by D. Anne Vanhoucke

RESOLVED that Council hold a closed meeting in order to address a matter pertaining to: A proposed or pending acquisition or disposition of land by the municipality or local board.

DISPOSITION: Motion Carried

Council went into Committee of the Whole "in camera" at 2:23 p.m. and reconvened "in public" at 3:07 p.m.

ADJOURNMENT

Resolution No. 32 –

Moved by D. Anne Vanhoucke
Seconded by Ron Sackrider

RESOLVED that there being no further business Council adjourn at 3:10 p.m. to meet again on February 28th, commencing at 7:00 p.m.

DISPOSITION: Motion Carried

These minutes were adopted by Council on the 28th, day of February, 2006.

MAYOR: James Hayes

CLERK: Allen Forrester