

TOWNSHIP OF SOUTH-WEST OXFORD  
COUNCIL MINUTES

May 2, 2006

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

MEMBERS ABSENT: Councillor Jay Heaman

STAFF PRESENT: Allen Forrester, Clerk-Treasurer Administrator

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 George Klosler  
Seconded by Gerry Mitchell

RESOLVED that the agenda for the May 2, 2006 meeting of Council be approved.

DISPOSITION: Motion Carried.

MINUTES:

Resolution No. 2-

Moved by Gerry Mitchell  
Seconded by George Klosler

RESOLVED that the minutes of the April 18, 2006 meeting of Council be accepted.

DISPOSITION: Motion Carried.

Resolution No. 3 –

Moved by George Klosler  
Seconded by Gerry Mitchell

RESOLVED that the minutes of the April 24, 2006 meeting of Council be accepted.

DISPOSITION: Motion Carried

Resolution No. 4 –

Moved by Gerry Mitchell  
Seconded by George Klosler

RESOLVED that the minutes of the March 18, 2006 meeting of the Committee of Adjustment be received.

DISPOSITION: Motion Carried

DECLARATION OF PECUNIARY INTEREST

There were no declarations.

BUILDING DEPARTMENT

Chief Building Official Dwayne Daniel reported on Building Department matters. He did not have a written report because he had been away taking a course.

DRAINAGE DEPARTMENT

Drainage Superintendent Wray Ramsay gave his report numbered D.D. 04-2006.

Resolution No. 5 –

Moved by David Mayberry  
Seconded by George Klosler

RESOLVED that the Drainage Superintendent's Report No. D.D. 04-2006 be accepted.

DISPOSITION: Motion Carried

CLOSED MEETING

Resolution No. 6 –

Moved by D. Anne Vanhoucke  
Seconded by Ron Sackrider

RESOLVED THAT Council hold a closed meeting in order to address a matter pertaining to: Personal matters about an identifiable individual, including municipal or local board employees.

DISPOSITION: Motion Carried

Council went into Committee of the Whole "in camera" at 9:27 a.m. and reconvened "in public" at 10:07 a.m.

ONTARIO PROVINCIAL POLICE – 1<sup>ST</sup> QUARTER REPORT FOR 2006

Sergeant John Rutkauskas reported on policing for the 1<sup>st</sup> Quarter of 2006.

Resolution No. 7 –

Moved by David Mayberry  
Seconded by George Klosler

RESOLVED that the 2006 1<sup>st</sup> Quarter Report on policing be accepted.

DISPOSITION: Motion Carried

BY-LAW ENFORCEMENT

Resolution No. 8 –

Moved by D. Anne Vanhoucke  
Seconded by Ron Sackrider

RESOLVED that the By-Law Enforcement Officer's Report No. B.E. 04-2006 be accepted.

DISPOSITION: Motion Carried

ADJOURN FOR PUBLIC MEETING FOR ZONE CHANGE APPLICATION

Resolution No. 9 –

Moved by George Klosler  
Seconded by Gerry Mitchell

RESOLVED that Council adjourn in order that a Public Meeting for a Zone Change Application may be convened.

DISPOSITION: Motion Carried

PUBLIC MEETING FOR ZONE CHANGE APPLICATION NO. ZON 4-06-2, APPLICANTS: IMMO DIJKSTRA AND INEKE OUWENS, PART LOT 13, CONCESSION 5 (DEREHAM)

The purpose of the application for zone change is to satisfy a condition of the County of Oxford Land Division Committee granting Consent Application No. B-106/05. The creation of a non-farm rural residential lot.

Immo Dijkstra and Ineke Ouwens were present in support of the application. Alister MacLean, the applicant's agent for the application was present.

The owner to the north of the subject lands, Cornelius Van Iperen was also present.

James Hill, Corporate Manager, Community and Strategic Planning, County of Oxford, gave the Planning Report for the application.

Alister MacLean spoke in support of the application. He said a demolition permit had been obtained for demolition of the silo.

No one else appeared either in support of or in opposition to the application.

The Chair declared the Public Meeting for Zone Change Application ZON 4-06-2 concluded.

The Council Meeting was resumed.

Resolution No. 10 –

Moved by Ron Sackrider

Seconded by David Mayberry

RESOLVED that Zone Change Application ZON 4-06-2 of Immo Dijkstra and Ineke Ouwens to re-zone land in Part Lot 13, Concession 5 (Dereham) from General Agricultural (A2) to Rural Residential (RR) be approved in principle.

DISPOSITION: Motion Carried

CONSIDERATION OF APPLICATION OF ELDON VIEW HOLDINGS INC., FILE NO. MV-S-3, FOR A MINOR VARIANCE FROM THE SIGN BY-LAW

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NATURE AND EXTENT OF RELIEF APPLIED FOR:

Permission was sought for an increase in the size of a directional sign from .09 metres to 5.76 square metres (2.4 m width x 2.4 m height).

The site proposed for the sign is 210 m south of Ebenezer Road on the farm property of Shelby Pittock in Lot 22, Concession 4 (Dereham), Township of South-West Oxford, on the West side of Culloden Line.

No one appeared either in support of or opposed to the application.

Resolution No. 11 –

Moved by George Klosler

Seconded by Gerry Mitchell

RESOLVED that the application of Eldon View Holdings Inc., File No. MV-S-3, for a minor variance from the Sign By-Law be granted.

DISPOSITION: Motion Carried

WORKS DEPARTMENT

Works Superintendent Bill Freeman gave his report numbered W.D. 7-2006.

Resolution No. 12 –

Moved by David Mayberry

Seconded by George Klosler

RESOLVED that the Works Superintendent's Report No. W.D. 07-2006 be accepted.

DISPOSITION: Motion Carried

DEPUTY CLERK-TREASURER'S REPORT NO. D.C.T. 05-2006  
SUBJECT: PRE-BUDGET APPROVAL FOR ATTENDANCE AT AMCTO CONFERENCE

Resolution No. 13 –

Moved by D. Anne Vanhoucke  
Seconded by Ron Sackrider

RESOLVED that the Deputy Clerk-Treasurer's Report No. D.C.T. 05-2006 be accepted.

DISPOSITION: Motion Carried

DEPUTY CLERK-TREASURER'S REPORT NO. D.C.T.06-2006  
SUBJECT: 2006 CHRISTMAS CLOSURE OF MUNICIPAL OFFICE

Resolution No. 14 –

Moved by David Mayberry  
Seconded by George Klosler

RESOLVED that the Deputy Clerk-Treasurer's Report No. D.C.T. No. 06-2006 be accepted.

DISPOSITION: Motion Carried

POSITION OF COUNCIL WITH REGARD TO APPEAL OF THEO MARISSINK AGAINST  
ZONE CHANGE BY-LAW NO. 13-2006

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Resolution No. 15 –

Moved by David Mayberry  
Seconded by George Klosler

RESOLVED that the position of Council with regard to the appeal by Theo Marissink against By-Law No. 13-2006 be that the By-Law is in conformity with the Official Plan and that this appeal not be accommodated.

DISPOSITION: Motion Carried

CORRESPONDENCE ITEM NO. 371 FROM TOWNSHIP OF KING  
RE: CANADA POST AND RURAL MAIL BOXES

Resolution No. 16 –

Moved by David Mayberry  
Seconded by George Klosler

RESOLVED that the February 27<sup>th</sup>, 2006 resolution of the Township of King with regards to Canada Post and rural mail boxes be noted and filed.

DISPOSITION: Motion Carried

CORRESPONDENCE ITEM NO. 372 FROM ONTARIO MINISTER RESPONSIBLE FOR  
SENIORS

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Resolution No.17 –

Moved by David Mayberry  
Seconded by George Klosler

RESOLVED that June be designated as Seniors' Month

DISPOSITION: Motion Carried

CORRESPONDENCE ITEM NO. 392 FROM TOWNSHIP OF SOUTH ALGONQUIN  
RE: PROPOSED CHANGES TO CURRENT VALUE ASSESSMENT SYSTEM

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Resolution No. 18 –

Moved by David Mayberry  
Seconded by George Klosler

RESOLVED that the resolution of the Township of South Algonquin proposing changes to the Current Value Assessment and taxation system be noted and filed.

DISPOSITION: Motion Carried

CORRESPONDENCE ITEM NO. 432 FROM DUFFERIN AGGREGATES  
RE: REQUEST FOR TONNAGE EXTRACTION INCREASE FOR KARN PIT, LICENCE I.D. NO. 2324, PART LOT 1, CON. 1 (WEST OXFORD)

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Resolution No. 19 –

Moved by David Mayberry  
Seconded by George Klosler

RESOLVED that the comments of the Township of South-West Oxford with regard to the request for Tonnage Increase, Dufferin Aggregates, Karn Pit, Licence I.D. No. 2324, Part Lot 1, Concession 1, (West Oxford), Township of South-West Oxford, be as follows: No Objection.

DISPOSITION: Motion Carried

CORRESPONDENCE ITEM NO. 436 FROM TOWNSHIP OF HAMILTON  
RE: PRICING FOR GRAINS FOR ETHANOL PRODUCTION

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Resolution No. 20 –

Moved by Ron Sackrider  
Seconded by D. Anne Vanhoucke

RESOLVED that the April 4, 2006 resolution of the Township of Hamilton with regard to supplying grains to ethanol plants be endorsed.

DISPOSITION: Motion Carried

CORRESPONDENCE ITEM NO. 440 FROM FRONTENAC COUNTY  
RE: PETITIONING PROVINCE OF ONTARIO TO AMEND REGULATION 285/01 TO EXEMPT PARAMEDICS FROM PART VII OF THE EMPLOYMENT STANDARDS ACT

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Resolution No. 21 –

Moved by David Mayberry  
Seconded by Gerry Mitchell

RESOLVED that the resolution of the County of Frontenac petitioning the Province of Ontario to amend Ontario Regulation 285/01 to include a full exemption from Part VII of the Employment Standards Act, 2000, as amended, for paramedics be supported.

DISPOSITION: Motion Carried

CORRESPONDENCE ITEM NO. 437 FROM PRINCE EDWARD COUNTY  
 RE: DEVELOPING LONG TERM STRATEGIES TO RESOLVE FARM ISSUES  
 INCLUDING SUPPLY MANAGEMENT, INCOME STABILIZATION AND ORDERLY  
 MARKETING

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Resolution No. 22 –

Moved by Gerry Mitchell  
 Seconded by George Klosler

RESOLVED that the April 10, 2006 resolution of the County of Prince Edward with regard to the farm income crisis be supported.

DISPOSITION: Motion Carried

ACCOUNTS

Resolution No. 23 –

Moved by Ron Sackrider  
 Seconded by D. Anne Vanhoucke

RESOLVED that the following Accounts be approved for payment:

Accounts Payable Council Report	\$	187,760.85
GST Recoverable (due back)	\$	3,928.79
Pre-Authorized Payments	\$	8,221.96
Bi-Weekly payroll #9	\$	26,067.12
<b>TOTAL</b>	<b>\$</b>	<b><u>255,978.72</u></b>

DISPOSITION: Motion Carried

INFORMATION CORRESPONDENCE

Resolution No. 24 –

Moved by George Klosler  
 Seconded by Gerry Mitchell

RESOLVED that correspondence numbered as follows be noted and filed.  
 #374, #377, #382, #384, #388, #389, #393, #395, #396, #399, #405, #408, #409,  
 #411, #412, #414, #414, #416, #419, #420, #421, #430, #431, #435, #439, #446

DISPOSITION: Motion Carried

BY-LAW NO. 20-2006

SUBJECT: TO EXTEND 50 km/hr SPEED LIMIT ON PART OF ROBINSON ROAD FROM  
 A POINT 352 METRES EAST OF CPR RIGHT-OF-WAY TO A POINT 552 METRES EAST  
 OF CPR RIGHT-OF-WAY

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Resolution No. 25 –

Moved by D. Anne Vanhoucke  
 Seconded by Ron Sackrider

RESOLVED that the mover be granted leave to introduce a by-law to prescribe  
 The rate of speed for motor vehicles on Robinson Road from a point 352 metres  
 east of the Canadian Pacific Railway (CPR) to a point 552 metres east of the CPR  
 Right-of-Way and this shall constitute the first and second reading thereof.

DISPOSITION: Motion Carried

Resolution No. 26 –

Moved by D. Anne Vanhoucke  
Seconded by Ron Sackrider

RESOLVED that the by-law to prescribe the rate of speed for motor vehicles on Robinson Road from a point 352 metres east of the Canadian Pacific Railway (CPR) to a point 552 metres east of the CPR Right-of-Way be now read a third time and finally passed, signed, sealed and numbered 20-2006.

DISPOSITION: Motion Carried

BY-LAW NO. 21-2006

SUBJECT: TO REPEAL BY-LAW NO. 12-2005 WHICH IS A BY-LAW TO BAN THE ERECTION OF EARTHEN MANURE STORAGE FACILITIES AND REGULATE THE TEMPORARY STOCKPILING OF MANURE

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Consideration of this by-law was deferred to allow consultation with the Planning Department on the question of whether a municipal by-law such as By-Law No. 12-2005 would still be valid where it exceeds the standards in Provincial legislation and regulations.

BY-LAW NO. 22-2006

SUBJECT: AGREEMENT BETWEEN ALBERTUS VAN BEEK AND GRETA ROBERTS, OF THE FIRST PART, AND THE CORPORATION OF THE TOWNSHIP OF SOUTH-WEST OXFORD, OF THE SECOND PART, TO ALLOW A DWELLING ON A PROPERTY TO CONTINUE TO BE OCCUPIED BY THE OWNERS WHILE A NEW HOUSE IS BEING BUILT

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Resolution No. 27 –

Moved by David Mayberry  
Seconded by George Klosler

RESOLVED that the mover be granted leave to introduce a by-law authorizing the Mayor and Clerk to sign an Agreement between the Corporation of the Township of South-West Oxford and Albertus Van Beek and Greta Roberts and this shall constitute the first and second reading thereof.

Resolution No. 28 –

Moved by David Mayberry  
Seconded by Gerry Mitchell

RESOLVED that the By-Law authorizing the Mayor and Clerk to sign an Agreement between the Corporation of the Township of South-West Oxford and Albertus Van Beek and Greta Roberts be now read a third time and finally passed, signed, sealed and numbered 22-2006.

DISPOSITION: Motion Carried

COUNCIL ADJOURNED FOR LUNCH AT 12:00 P.M. AND RECONVENED AT 12:50 P.M.

Councillor Ron Sackrider was absent for the rest of the meeting.

CLOSED MEETING

Resolution No. 29 –

Moved by D. Anne Vanhoucke  
Seconded by David Mayberry

RESOLVED THAT Council hold a closed meeting in order to address a matter pertaining to: Personal matters about an identifiable individual, including municipal or local board employees.

DISPOSITION: Motion Carried

Council went into Committee of the Whole “in camera” at 12:52 p.m. and reconvened “in public” at 1:40 p.m.

JOINT COUNCIL MEETING WITH TOWNSHIP OF ZORRA COUNCIL TO CONSIDER BEACHVILLE MUSEUM

Arrangements were made for a joint meeting of the Councils of South-West Oxford and Zorra at the South-West Oxford municipal office at 7:00 p.m. on Wednesday May 31, 2006.

APPOINTMENT OF ENGINEER UNDER SECTION 78 OF THE DRAINAGE ACT FOR IMPROVEMENT OF THE WALL MUNICIPAL DRAIN

Resolution No. 30 –

Moved by David Mayberry  
Seconded by George Klosler

RESOLVED that the firm of Bill Dietrich Engineering be appointed to prepare an Engineer’s Report, under Section 78 of the Drainage Act, for improvement to the Wall Drain as requested by the County of Oxford due to flooding problems on County Road 12.

DISPOSITION: Motion Carried

JOB DESCRIPTION FOR HEALTH & SAFETY CO-ORDINATOR

Resolution No. 31 –

Moved by George Klosler  
Seconded by David Mayberry

RESOLVED that the Council of the Township of South-West Oxford accept the job description for the Health and Safety Coordinator and that the Clerk-Administrator assign the responsibilities of this position.

DISPOSITION: Motion Carried

HEALTH & SAFETY POLICY STATEMENT

Resolution No. 32 –

Moved by David Mayberry  
Seconded by Gerry Mitchell

RESOLVED that the Council of the Township of South-West Oxford adopt the following Health and Safety Policy Statement:

Township of South-West Oxford is committed to protection against illness, injuries and accidental loss to its workers and property.

In fulfilling this commitment, we will provide and maintain a safe and healthy work environment as indicated by acceptable industry practices and compliance with legislative requirements, and will strive to eliminate any foreseeable hazards which may result in fires, security losses, damage to property, and personal injuries/illnesses.

Accidental loss can be controlled through good management in combination with active worker involvement. Loss prevention is the direct responsibility of all staff.

All staff will comply with Township of South-West Oxford loss prevention requirements as they apply to the design, operation and maintenance of facilities and equipment. All employees will perform their jobs in accordance with established procedures and operating philosophy.

I trust that all of you will join us in a personal commitment of leadership loss prevention as a way of life.

DISPOSITION: Motion Carried

ADJOURNMENT

Resolution No. 33 –

Moved by Gerry Mitchell  
Seconded by George Klosler

RESOLVED that there being no further business Council adjourn at 2:00 p.m. to meet again on May 16, 2006 commencing 7:00 p.m.

DISPOSITION: Motion Carried

These minutes were adopted by Council on the 16<sup>th</sup>, day of May, 2006.

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MAYOR: James Hayes

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CLERK: Allen Forrester