

**TOWNSHIP OF SOUTH-WEST OXFORD
COUNCIL MINUTES**

March 4, 2008

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

MEMBERS ABSENT: Mayor James Hayes

STAFF PRESENT: Allen Forrester, Clerk-Treasurer Administrator

MEETING WAS CALLED TO ORDER

The meeting was called to order at 9:00 a.m.

APPOINTMENT OF CHAIR

Resolution No. 1 –

Moved by Gerry Mitchell
Seconded by George Klosler

RESOLVED that Councillor David Mayberry be appointed to chair the Council Meeting as acting Mayor in the absence of Mayor James Hayes.

DISPOSITION: Motion Carried

APPROVAL OF AGENDA

Resolution No. 2 –

Moved by Gerry Mitchell
Seconded by Ron Sackrider

RESOLVED that the agenda for the March 4, 2008, Council Meeting be accepted.

DISPOSITION: Motion Carried.

MINUTES:

Resolution No. 3 –

Moved Gerry Mitchell
Seconded by Ron Sackrider

RESOLVED that the minutes of the February 19, 2008, Regular Council Meeting be accepted.

DISPOSITION: Motion Carried.

Resolution No. 4 –

Moved by Gerry Mitchell
Seconded by Ron Sackrider

RESOLVED that the minutes of the February 5, 2008, Closed Council Meeting be accepted.

DISPOSITION: Motion Carried

APPOINTMENT OF MEMBERS OF COURT OF REVISION FOR WITTY-SHUTTLEWORTH DRAIN

Resolution No. 5 –

Moved by Gerry Mitchell
Seconded by Ron Sackrider

RESOLVED that the following persons be appointed to the Court of Revision for the Witty-Shuttleworth 2007 Drain:

Gerry Mitchell
Ron Sackrider
George Klosler

DISPOSITION: Motion Carried

DECLARATION OF PECUNIARY INTEREST

There were no declarations.

DRAINAGE DEPARTMENT

Drainage Superintendent Wray Ramsay gave his report numbered D.D. 03-2008

Subject: Drainage Activity for February

Resolution No. 6 –

Moved by Jay Heaman
Seconded by George Klosler

RESOLVED that the Drainage Superintendent's Report No. D.D. 03-2008 be received.

DISPOSITION: Motion Carried

CLOSED MEETING

Resolution No. 7 –

Moved by Gerry Mitchell
Seconded by Jay Heaman

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 9:30 a.m. and reconvened "in public" at 10:01 a.m.

CONSIDERATION OF ENGINEER'S REPORT FOR SMITH DRAIN 2008

William Dietrich, P. Eng., of Dietrich Engineering Limited, gave the Engineer's Report for the Smith Drain 2008.

Also present for the consideration of this report were:

Wray Ramsay, Drainage Superintendent, Township of South-West Oxford
William Knifton, Drainage Superintendent, Municipality of Bayham
William Freeman, Works Superintendent, Township of South-West Oxford

Resolution No. 8 –

Moved by George Klosler
Seconded by Ron Sackrider

RESOLVED that the Engineer's Report for the Smith Drain 2008 be accepted.

DISPOSITION: Motion Carried

CONSIDERATION OF ENGINEER'S REPORT FOR C.E. SMITH DRAIN 2008

William Dietrich, P. Eng., of Dietrich Engineering Limited, gave the Engineer's Report for the C.E. Smith Drain 2008.

Present for the consideration of the report were:

Wray Ramsay, Drainage Superintendent, Township of South-West Oxford
William Knifton, Drainage Superintendent, Municipality of Bayham
William Freeman, Works Superintendent, Township of South-West Oxford

Also present was George Beard, assessed owner of the drain.

Resolution No. 9 –

Moved by Gerry Mitchell
Seconded by Ron Sackrider

RESOLVED that the Engineer's Report for the C.E. Smith Drain 2008 be accepted.

DISPOSITION: Motion Carried

CLOSED MEETING

Resolution No. 10 –

Moved by Gerry Mitchell
Seconded by Jay Heaman

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
- 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 10:35 a.m. and reconvened "in public" at 11:00 a.m.

ADJOURN FOR A MEETING OF THE COURT OF REVISION FOR THE WITTY-SHUTTLEWORTH DRAIN 2007

Resolution No. 11 –

Moved by Gerry Mitchell
Seconded by Jay Heaman

RESOLVED that Council adjourn in order that a meeting of the Court of Revision for the Witty-Shuttleworth Drain 2007 may be held.

DISPOSITION: Motion Carried

***OFFICIAL PLAN AND ZONE CHANGE APPLICATIONS OP 11-148 AND ZON 7-33D
respectively OF 759414 ONTARIO LIMITED, PART LOT 7, CONCESSION 10
(DEREHAM) IN THE TOWN OF TILLSONBURG***

Resolution No. 12 –

Moved by George Klosler
Seconded by Jay Heaman

RESOLVED that Council's comments (as previously stated in Resolution No. 16 of the July 17, 2007, meeting of Council) with regard to Zone Change Application No. ZON 7-330, Applicant: Tillsonburg Shopping Centres Limited, Part Lot 7, Concession 10 (Dereham), Town of Tillsonburg, be as follows:

- 1) No Objections
- 2) Applicant should be advised that smells and noise from adjacent agricultural operations may occur.

DISPOSITION: Motion Carried

***CORRESPONDENCE ITEM NO. 155 FROM TOWN OF AMHERSTBURG
RE: LEAD TESTING MANDATED BY THE PROVINCE OF ONTARIO FOR
MUNICIPAL DRINKING WATER***

Resolution No. 13 –

Moved by George Klosler
Seconded by D. Anne Vanhoucke

RESOLVED that the resolution from the Town of Amherstburg requesting that the Province of Ontario provide the immediate necessary funding to Ontario Municipalities to finance the costs of the mandated Lead Testing for Municipal Drinking Water be supported.

DISPOSITION: Motion Carried

***CORRESPONDENCE ITEM NO. 161 FROM CITY OF WOODSTOCK
RE: THE PROPERTY TAX SYSTEM AND TAX CAPPING***

Resolution No. 14 –

Moved by Ron Sackrider
Seconded by Gerry Mitchell

RESOLVED that the resolution from the City of Woodstock requesting that the Province of Ontario eliminate tax capping and replace it with an equitable system based on current value assessment be supported.

DISPOSITION: Motion Carried

***CORRESPONDENCE ITEM NO. 171 FROM TOWN OF NORTHEASTERN MANITOULIN
AND THE ISLANDS URGING THE PROVINCE OF ONTARIO TO ASSUME
RESPONSIBILITY FOR OPERATION OF ALL MUNICIPAL DRINKING WATER
SYSTEMS WITHIN THE PROVINCE***

Resolution No. 15 –

Moved by Ron Sackrider
Seconded by Gerry Mitchell

RESOLVED that the resolution from the Town of Northeastern Manitoulin and the Islands requesting that the Province of Ontario assume ownership of all municipal drinking water systems within the Province and that the Province assume responsibility for the operation of all municipal drinking water systems subject to its regulations and oversight be supported.

DISPOSITION: Motion Carried

CORRESPONDENCE ITEM NO. 182 FROM WESTERN ONTARIO WARDEN'S CAUCUS (WOWC)

RE: FARM TAX REBATE PROGRAM

Resolution No. 16 –

Moved by D. Anne Vanhoucke
Seconded by George Klosler

RESOLVED that the resolution of the Western Ontario Warden's Caucus (WOWC), petitioning the Province of Ontario to provide compensating revenue to Ontario municipalities that have been negatively impacted by the transition from the Farm Tax Rebate Program to the Agricultural Property Tax Rate Reduction Program, be supported.

DISPOSITION: Motion Carried

PLAYGROUND INSPECTION REPORT FOR MT. ELGIN PARK, 333204 PLANK LINE, MT. ELGIN

Resolution No. 17 –

Moved by Jay Heaman
Seconded by George Klosler

RESOLVED that the Report of Niels Dubè, Public Health Inspector, Canadian Certified Playground Inspector, County of Oxford Public Health and Emergency Services, for Brownsville Park, 163518 Brownsville Road be received and forwarded to the board for consideration, comment and recommendation.

DISPOSITION: Motion Carried

PLAYGROUND INSPECTION REPORT FOR BROWNSVILLE PARK, 163518 BROWNSVILLE ROAD, BROWNSVILLE

Resolution No. 18 –

Moved by George Klosler
Seconded by Jay Heaman

RESOLVED that the Report of Neils Dubé, Public Health Inspector, Canadian Certified Playground Inspector, County of Oxford Public Health and Emergency Services, for Mt. Elgin Park, 333204 Plank Line, Mt. Elgin, be received and that the report be forwarded to the Mt. Elgin Recreation Committee for consideration, comment and recommendation.

DISPOSITION: Motion Carried

BUILDING DEPARTMENT

Chief Building Official Dwayne Daniel gave his report numbered B.D. 04-2008

Subject: Burn Smart Workshop

Resolution No. 19 –

Moved by Jay Heaman
Seconded by George Klosler

RESOLVED that the Chief Building Official's Report No. B.D. 04-2008 be accepted.

DISPOSITION: Motion Carried

LIVESTOCK VALUER'S REPORT

Resolution No. 20 –

Moved by Jay Heaman
Seconded by George Klosler

RESOLVED that the Livestock Valuer's Report be accepted and the Livestock Valuer's fee and mileage be paid.

DISPOSITION: Motion Carried

Resolution No. 21 –

Moved by Jay Heaman
Seconded by George Klosler

RESOLVED that the claim of London Dairy Farms for compensation in the amount of \$755.70 for Holstein calves killed or injured by dogs on February 20, 2008, be accepted.

DISPOSITION: Motion Carried

PROPOSED CLOSING OF SWEABURG PUBLIC SCHOOL

Councillor Jay Heaman reported to Council with regard to meetings of the Thames Valley District School Board's Accommodation Review Committee (ARC) and the proposed closing of Sweaburg School.

Councillor Heaman asked if Council would support doing a survey to assess what the people in the community want for the school.

The consensus was that Council would support undertaking the survey.

Councillors Jay Heaman, David Mayberry, Gerry Mitchell and George Klosler indicated that they planned to attend the next meeting of the ARC.

CLERK-TREASURER ADMINISTRATOR'S REPORT NO. C.T.A. 03-2008

SUBJECT: SWEABURG UNION CEMETERY

The report stated that Bruce Jakeman, chair of Sweaburg Union Cemetery Board had requested that Council look for someone else to look after the cemetery.

Councillor Jay Heaman agreed to inquire about persons who might serve on the cemetery board.

Resolution No. 22 –

Moved by Gerry Mitchell
Seconded by George Klosler

RESOLVED that the Clerk-Treasurer Administrator's Report No. C.T.A. 03-2008 be received.

DISPOSITION: Motion Carried

BY-LAW ENFORCEMENT

Resolution No. 23 –

Moved by George Klosler
Seconded by Jay Heaman

RESOLVED that the By-Law Enforcement Officer's Report No. B.E. 2-2008 be received.

DISPOSITION: Motion Carried

ACCOUNTS

Resolution No.24 –

Moved by Gerry Mitchell

Seconded by D. Anne Vanhoucke

RESOLVED that the following Accounts be approved for payment:

Accounts Payable Council Report	\$	995,237.80
GST recoverable	\$	13,029.97
Pre-authorized Payments	\$	6,575.81
Bi-weekly #5-2008	\$	32,610.45
TOTAL	\$	1,047,454.03

DISPOSITION: Motion Carried

PARCEL OF LAND AT NORTH-EAST CORNER OF INTERSECTION OF QUEEN AND EMBRO STREETS, BEACHVILLE

Resolution No. 25 –

Moved by Ron Sackrider

Seconded by George Klosler

RESOLVED that the Township offer \$2,000 to the Harvey's for the parcel of land at the north-east corner of Queen Street and Embro Street and if the offer is not accepted initiate expropriation procedures.

DISPOSITION: Motion Carried

INFORMATION CORRESPONDENCE

Resolution No. 26 –

Moved by Gerry Mitchell

Seconded by Ron Sackrider

RESOLVED that correspondence numbered as follows be noted and filed:
#147, #149, #154, #156, #157, #158, #163, #166, #169, #181

DISPOSITION: Motion Carried

WORKS SUPERINTENDENT'S REPORT NO. W.D. 6-2008

Resolution No. 27 –

Moved by Gerry Mitchell

Seconded by D. Anne Vanhoucke

RESOLVED that the Works Superintendent's Report No. W.D. 6-2008 be received.

DISPOSITION: Motion Carried

BY-LAW NO. 13-2008 (1st and 2nd Reading)

SUBJECT: C.E.SMITH MUNICIPAL DRAIN 2008

Resolution No. 28 –

Moved by Gerry Mitchell

Seconded by Ron Sackrider

RESOLVED that the mover be granted leave to introduce a by-law to provide for drainage works on the C.E. Smith Municipal Drain 2008, in the Township of South-West Oxford and this shall constitute the First and Second reading thereof. (By-Law No. 13-20087)

DISPOSITION: Motion Carried

BY-LAW NO. 14-2008 (1st and 2nd Reading)
SUBJECT: SMITH MUNICIPAL DRAIN 2008

Resolution No. 29 –

Moved by D. Anne Vanhoucke
Seconded by George Klosler

RESOLVED that the mover be granted leave to introduce a by-law to provide for drainage works on the Smith Municipal Drain 2008, in the Township of South-West Oxford and this shall constitute the First and Second reading thereof. (By-Law No. 14-2008)

DISPOSITION: Motion Carried

MT. ELGIN FIREHALL – DISPOSE OF OLD LOUVERS

Resolution No. 30 –

Moved by George Klosler
Seconded by Ron Sackrider

RESOLVED that Fire Chief Eric Johnson be authorized to sell the replaced louvers and hood for the best price he can get.

DISPOSITION: Motion Carried

ADJOURNMENT

Resolution No. 31 -

Moved by Gerry Mitchell
Seconded by Ron Sackrider

RESOLVED that there being no further business Council adjourn at 1:44 p.m. to meet again on March 11, 2008 commencing 7:00 p.m.

DISPOSITION: Motion Carried

These minutes were adopted by Council on the 18th day of March, 2008.

MAYOR: James Hayes

CLERK: Allen Forrester