

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

June 17, 2008

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

MEMBERS ABSENT: Councillors: Jay Heaman,

STAFF PRESENT: Allen Forrester, Clerk-Treasurer Administrator

MEETING CALLED TO ORDER

The meeting was called to order at 7:00 p.m. by Mayor James Hayes.

APPROVAL OF AGENDA

Resolution No. 1 –

Moved by David Mayberry
Seconded by Gerry Mitchell

RESOLVED that the agenda for the June 17, 2008, Council Meeting be accepted.

DISPOSITION: Motion Carried.

MINUTES:

Resolution No. 2 –

Moved David Mayberry
Seconded by Gerry Mitchell

RESOLVED that the minutes of the June 3, 2008, Regular Council Meeting be accepted.

DISPOSITION: Motion Carried.

Resolution No. 3 –

Moved by David Mayberry
Seconded by Gerry Mitchell

RESOLVED that the minutes of the June 3, 2008, Closed Meeting of Council be accepted.

DISPOSITION: Motion Carried

BUSINESS ARISING FROM MINUTES: APPOINT ENGINEER FOR CERTAIN DRAINS (as per Drainage Superintendent's reports considered by Council on May 6, 2008)

Resolution No. 4 –

Moved by David Mayberry
Seconded by Ron Sackrider

RESOLVED that the firm of Spriet Associates London Limited be appointed to prepare an Engineer's Report under Section 78 of the Drainage Act for the Gay Drain – open ditch as recommended in Drainage Superintendent Report No. D.D. 06-2008 (dated May 6, 2008)

DISPOSITION: Motion Carried

Resolution No. 5 –

Moved by David Mayberry
Seconded by Ron Sackrider

RESOLVED that the firm of Spriet Associates London Limited be appointed to prepare an Engineer's Report under Section 78 of the Drainage Act for the Caley-Fletcher Drain as recommended in Drainage Superintendent Report No. D.D. 07-2008 (dated May 6, 2008).

DISPOSITION: Motion Carried

Resolution No. 6 –

Moved by David Mayberry
Seconded by Ron Sackrider

RESOLVED that Wm. J. Dietrich of Dietrich Engineering Ltd. be appointed to prepare an Engineer's Report under Section 78 of the Drainage Act for the Woolley Drain as recommended in Drainage Superintendent Report No. D.D. 05-2008 (dated May 6, 2008).

DISPOSITION: Motion Carried

DECLARATION OF PECUNIARY INTEREST

Councillor Gerry Mitchell declared a conflict of interest with regard to Fire Department matters.

Councillor Gerry Mitchell left the Council Chamber.

FIRE DEPARTMENT

Captain Steve McQueen gave the report for Brownsville Fire Hall.

Fire Chief Eric Johnson gave his report for Mt. Elgin Fire Hall.

Fire Chief Wayne Lillywhite reported for Beachville Fire Hall.

Captain Steve McQueen said that he has now joined the Fire Prevention Focus Group and he outlined what the Group would be doing in the upcoming months, including making some improvements to its record keeping.

COUNCILLORS' VISITS TO FIREHALLS RE-SCHEDULED

Councillors' visits to Fire halls were re-scheduled to the following dates and times:

Beachville Fire Hall	July 3, 2008	7:30 p.m.
Brownsville Fire Hall	July 24, 2008	8:00 p.m.

Resolution No. 7 –

Moved by D. Anne Vanhoucke
Seconded by George Klosler

RESOLVED that the Fire Chief's Report for the Brownsville Fire Hall be accepted.

DISPOSITION: Motion Carried

Resolution No. 8 –

Moved by D. Anne Vanhoucke
Seconded by George Klosler

RESOLVED that the following persons be appointed as probationary firefighters at the Brownsville Fire Hall:

James Buchner	Michael West
Robert Pye	Phil Durham

DISPOSITION: Motion Carried

Resolution No. 9 –

Moved by D. Anne Vanhoucke
Seconded by George Klosler

RESOLVED that the Fire Chief's Report for the Beachville Fire Hall be accepted.

DISPOSITION: Motion Carried

Resolution No. 10 –

Moved by D. Anne Vanhoucke
Seconded by George Klosler

RESOLVED that the Fire Chief's Report for the Beachville Fire Hall be accepted.

DISPOSITION: Motion Carried

Councillor Gerry Mitchell rejoined the meeting.

BUILDING DEPARTMENT

Chief Building Official Dwayne Daniel gave his report numbered B.D. 12-2008 on the following subjects:

- 1) Victoria Street Closure
- 2) Brownsville Fire Hall Repairs
- 3) Vine Street Drainage Problem
- 4) Building Permits for the Month of May
- 5) Inspections (May 29 – June 12)

Resolution No. 11 –

Moved by George Klosler
Seconded by Ron Sackrider

RESOLVED that the Chief Building Official's Report No. B.D. 12-2008 be accepted.

DISPOSITION: Motion Carried

WORKS DEPARTMENT

Works Superintendent Bill Freeman gave the following reports:

W.D. 17-2008:

Subject: 1) Well Drilling, Foldens Works Yard
2) Watering Trees
3) Queen and Embro Street
4) Works Department Activities

W.D. 19-2008:

Subject: Equipment for doing Utility Locates

Resolution No. 12 –

Moved by George Klosler
Seconded by Ron Sackrider

RESOLVED that the Works Superintendent's Report No. W.D. 17-2008 be accepted.

DISPOSITION: Motion Carried

Resolution No. 13 –

Moved by Gerry Mitchell
Seconded by David Mayberry

RESOLVED that the Works Superintendent's Report No. W.D. 19-2008 be accepted.

DISPOSITION: Motion Carried

ADJOURN FOR A MEETING OF THE COMMITTEE OF ADJUSTMENT

Resolution No. 14 –

Moved by Ron Sackrider
Seconded by David Mayberry

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

DISPOSITION: Motion Carried

The meeting of the Committee of Adjustment having adjourned, the Council Meeting was resumed.

DEPUTY CLERK-TREASURER'S REPORT NO. D.C.T. 6-2008

SUBJECT: COMMUNITY ECONOMIC DEVELOPMENT

Deputy Clerk-Treasurer Mary Ellen Greb reviewed her report numbered D.C.T. 6-2008.

An information meeting for persons interested in participating on a Community Economic Development Committee was scheduled as follows:

Date: Wednesday, July 16th, 2008

Time: 7:30 p.m.

Location: Council Chamber

A copy of the advertisement for this meeting is to be e-mailed or faxed to each member of Council.

Resolution No. 15 –

Moved by George Klosler
Seconded by David Mayberry

RESOLVED that Deputy Clerk-Treasurer's Report No. D.C.T. 6-2008 be accepted.

DISPOSITION: Motion Carried

VICTORIA STREET (UNOPENED), CENTREVILLE

The following persons were present for the consideration of the proposed closing and sale of Victoria Street.

Carlo and Vanessa Cochetto

Paul and Lisa Defent

Lee Innis

Max Heeney

Henri Bennemeer, Drainage Superintendent (Acting)

Bill Freeman, Works Superintendent
Dwayne Daniel, Chief Building Official

Drainage Superintendent Henri Bennemeer reviewed his report numbered D.D. 10-2008, Subject: Victoria Street Closing.

Carlo Cochetto, Paul Defent and Max Heeney each expressed their concerns about how Victoria Street should be divided and the drainage issues resolved.

Henri Bennemeer explained the mutual agreement drain process (under the Drainage Act).

Paul Defent indicated that he wanted to acquire all of Victoria Street and he would look after the drainage.

Carlo Cochetto said that half of the street allowance would give him enough land for the garage and driveway he wants to build along with the new house he proposes to build.

Vanessa Cochetto said they didn't want to remove the trees on Victoria Street.

Lee Innis said that he lives across the County Road (on the north side of Beachville Road).

He didn't want the trees on Victoria Street removed. The snow would get across the road into his driveway. Also, he didn't want any more water coming down the west side of the Defent property.

Resolution No. 16 –

Moved by Ron Sackrider
Seconded by D. Anne Vanhoucke

RESOLVED that Victoria Street be divided equally between the property owners abutting it on the east and west sides.

DISPOSITION: Motion Deferred to July 1, 2008, meeting

Resolution No. 17 –

Moved by David Mayberry
Seconded by Gerry Mitchell

RESOLVED that the motion with regard to Victoria Street be deferred to the July 1, 2008, meeting of council providing the abutting landowners an opportunity to discuss the possibility of a mutual agreement drain.

DISPOSITION: Motion Carried

DELEGATION: DEREHAM CENTRE COMMUNITY CENTRE BOARD

Doris Grundy, President and Marlene Spanjers, Treasurer, of the Dereham Centre Community Centre Board, were present in support of the Board's requests, (Correspondence Item No. 530) for some assistance, including obtaining a load of topsoil and a load of sand for the park and financial assistance for grass mowing.

The Works Superintendent was directed to investigate the area in front of the hall, locate the waterline, check for leaks and see what can be done about water puddling in front of the hall entrance.

Resolution No. 18 –

Moved by David Mayberry
Seconded by Gerry Mitchell

RESOLVED that a grant of \$2,700 be made to the Dereham Centre Community Hall and Park Board for the Park.

DISPOSITION: Motion Carried

***CORRESPONDENCE ITEM NO. 513 FROM MICHAEL CAMPBELL, OPERATIONS MANAGER, PUBLIC WORKS, COUNTY OF OXFORD
RE: PROPOSED COUNTY ROAD ACCESS BY-LAW***

Works Superintendent Bill Freeman was directed to review the by-law and comment to the County.

CLOSED MEETING

Resolution No. 19 –

Moved by George Klosler
Seconded by Gerry Mitchell

RESOLVED THAT Council hold a closed meeting in order to address a matter pertaining to:

- Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board

DISPOSITION: Motion Carried

Council went into Committee of the Whole “in camera” at 10:06 p.m. and reconvened “in public” at 10:18 p.m.

CORRESPONDENCE ITEM NO. 518 FROM THE CANADIAN SOCIETY FOR TRAINING AND DEVELOPMENT REQUEST TO DECLARE LEARN AT WORK WEEK

Resolution No. 20 –

Moved by David Mayberry
Seconded by Gerry Mitchell

RESOLVED that September 22nd to 26th, 2008, be proclaimed as Learn at Work Week.

DISPOSITION: Motion Carried

***CORRESPONDENCE ITEM NO. 526 FROM THE NATION MUNICIPALITY
RE: PROVIDING COMPENSATION FOR LANDOWNERS FOR LOSS OF LAND USE DUE TO SOURCE PROTECTION INITIATIVES***

Resolution No. 21 –

Moved by David Mayberry
Seconded by Gerry Mitchell

RESOLVED that the resolution of The Nation Municipality petitioning the Ontario Government to amend the Clean Water Act to provide for compensation for landowners who suffer loss of land use and/or enjoyment of land due to source protection initiatives be noted and filed.

DISPOSITION: Motion Carried

CORRESPONDENCE ITEM NO. 532 FROM CITY OF WATERLOO
RE: 2008 MUNICIPAL ROAD AND BRIDGE INFRASTRUCTURE INVESTMENT

Resolution No. 22 –

Moved by George Klosler
 Seconded by D. Anne Vanhoucke

RESOLVED that the City of Waterloo resolution with regard to 2008 Municipal Road and Bridge Infrastructure Investment be supported.

DISPOSITION: Motion Carried

ACCOUNTS

Resolution No. 23–

Moved by George Klosler
 Seconded by Ron Sackrider

RESOLVED that the following Accounts be approved for payment:

Accounts Payable Council Report	\$ 1,278,471.70
GST recoverable	\$ 18,725.02
Month of May remuneration	\$ 5,786.06
Bi-weekly #12-2008	\$ 28,992.57
TOTAL	\$ 1,331,975.35

DISPOSITION: Motion Carried

INFORMATION CORRESPONDENCE

Resolution No. 24 –

Moved by Jay Heaman
 Seconded by George Klosler

RESOLVED that the following correspondence be noted and filed.
 #488, #489, #492, #493, #495, #496, #497, #498, #500, #508, #509,
 #510, #511, #515, #517, #516, #520, #523, #525, #527, #528, #529, #533

DISPOSITION: Motion Carried

BY-LAW NO. 29-2008

SUBJECT: TO REZONE LANDS IN PART LOTS 5 & 6, CONCESSION BROKEN FRONT (WEST OXFORD) FROM GENERAL AGRICULTURAL ZONE TO A2 TO RECOGNIZE THE REDUCED LOT FRONTAGE OF THE PROPERTY (RELATED CONSENT APPLICATION B-104/07)

Resolution No. 25 –

Moved by David Mayberry
 Seconded by Gerry Mitchell

RESOLVED that the mover be granted leave to introduce a by-law to rezone lands described as Part Lots 5 & 6, Broken Front Concession by changing the zone symbol from “A2” to “A2-18” and this shall constitute the First and Second Reading thereof. (By-Law No. 29-2008)

DISPOSITION: Motion Carried

Resolution No. 26 –

Moved by David Mayberry
 Seconded by Gerry Mitchell

RESOLVED that the By-Law to rezone lands described as Part Lots 5 & 6, Broken Front Concession by changing the zone symbol from “A2” to “A2-18” be now Read a Third time and Finally Passed, Signed. Sealed and numbered 29-2008.

DISPOSITION: Motion Carried

WORKS SUPERINTENDENT'S REPORT NO. W.D. 18-2008

Resolution No. 27 –

Moved by Gerry Mitchell
Seconded by David Mayberry

RESOLVED that the Works Superintendent's Report No. W.D. 18-2008 be received.

DISPOSITION: Motion Carried

DRAINAGE SUPERINTENDENT'S REPORT NO. D.D. 10-2008

SUBJECT: VICTORIA STREET CLOSING

Resolution No. 28 –

Moved by Gerry Mitchell
Seconded by David Mayberry

RESOLVED that the Drainage Superintendent's Report No. D.D. 10-2008, Subject: Victoria Street Closing, be received.

DISPOSITION: Motion Carried

APPLICATION TO TRILLIUM FOUNDATION ON BEHALF OF MT. ELGIN RECREATION COMMITTEE FOR GRANT FOR REPLACING PLAYGROUND EQUIPMENT

Resolution No. 29 –

Moved by David Mayberry
Seconded by Ron Sackrider

WHEREAS the playground equipment at the Mount Elgin Park no longer meets with the needs of the Community;

AND WHEREAS the Mount Elgin Recreation Committee (a local board) wishes to improve the accessibility of the equipment at the park;

AND WHEREAS the Mount Elgin Recreation Committee does not have the financial means to do so without other funding being utilized;

AND WHEREAS this equipment will further enhance the existing recreational programs available in the community;

THEREFORE BE IT RESOLVED that the Council of the Township of South-West Oxford does hereby approve applying for Trillium funding for the purposes of replacing the existing equipment with equipment that is accessible for the community.

DISPOSITION: Motion Carried

BY-LAW ENFORCEMENT OFFICER'S REPORT NO. B.E. 6-2008

Resolution No. 30 –

Moved by George Klosler
Seconded by David Mayberry

RESOLVED that the By-Law Enforcement Officer's Report No. B.E. 6-2008 be received.

DISPOSITION: Motion Carried

**APPOINTMENT OF DESIGNATED REPRESENTATIVE TO SPECIAL
SHAREHOLDER'S MEETING OF ERIE THAMES POWER CORPORATION**

Resolution No. 31 –

Moved by David Mayberry
Seconded by Ron Sackrider

RESOLVED that Gerry Mitchell be appointed as the Designated Representative for the Township of South-West Oxford at the Special Shareholder's Meeting of Erie Thames Power Corporation to be held on June 29, 2008.

DISPOSITION: Motion Carried

ADJOURNMENT

Resolution No. 32 -

Moved by George Klosler
Seconded by Gerry Mitchell

RESOLVED that there being no further business Council adjourn at 11:10 p.m. to meet again on July 1, 2008 commencing 9:00 a.m.

DISPOSITION: Motion Carried

These minutes were adopted by Council on the 17th day of June, 2008.

MAYOR: James Hayes

CLERK: Allen Forrester