

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

April 21, 2009

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

MEMBERS ABSENT: Councillors: None

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 Jay Heaman
Seconded by D. Anne Vanhoucke

RESOLVED that the agenda for the April 21, 2009, Meeting of
Council be accepted.

DISPOSITION: Motion Carried.

MINUTES:

Resolution No. 2 –

Moved by Jay Heaman
Seconded by D. Anne Vanhoucke

RESOLVED that the minutes of the April 7, 2009, Regular Meeting of
Council be accepted.

DISPOSITION: Motion Carried.

Resolution No. 3 –

Moved by D. Anne Vanhoucke
Seconded by Jay Heaman

RESOLVED that the minutes of the April 7, 2009, Closed Meeting of
Council be accepted.

DISPOSITION: Motion Carried

Resolution No. 4 –

Moved by D. Anne Vanhoucke
Seconded by Jay Heaman

RESOLVED that the minutes of the April 14, 2009, Economic Development Meeting be received.

DISPOSITION: Motion Carried

DECLARATION OF PECUNIARY INTEREST

There were no declarations.

CLOSED MEETING

Resolution No. 5 –

Moved by D. Anne Vanhoucke
Seconded by Jay Heaman

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 7:02 p.m. and reconvened “in public” at 7:18 p.m.

FIRE DEPARTMENT

Fire Chief Dirk Verboom reported for Brownsville Fire Hall. Fire Chief Verboom read a letter he had received from the Fire Chief for the Town of Tillsonburg proposing that an Automatic Aid Agreement be entered into between the Township of South-West Oxford and the Town of Tillsonburg.

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

Fire Chief Wayne Lillywhite reported for Beachville Fire Hall.

Resolution No. 6 –

Moved by Ron Sackrider
Seconded by George Klosler

RESOLVED that Fire Chief parsons from the Town of Tillsonburg be advised that the Township is interested in entering into an Automatic Aid Agreement with the Town of Tillsonburg.

DISPOSITION: Motion Carried

Resolution No. 7 –

Moved by Jay Heaman
Seconded by D. Anne Vanhoucke

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

DISPOSITION: Motion Carried

Resolution No. 8 –

Moved by Jay Heaman
Seconded by D. Anne Vanhoucke

RESOLVED that the Fire Chief's Report for the Mt. Elgin Fire Hall be received.

DISPOSITION: Motion Carried

Resolution No. 9 –

Moved by Ron Sackrider
Seconded by David Mayberry

RESOLVED that the Fire Chief's Report for the Beachville Fire hall be received.

DISPOSITION: Motion Carried

DELEGATION: BEACHVILLE RECREATION COMMITTEE

Mark Jansen, President, Beachville Recreation Committee, spoke to Council about the Committee's plans for 2009.

The Committee has concerns about some trees that need to be removed in the park on the north side of Beachville Road where the tennis court is located.

Also, the Committee would like to replace the 4'x8' plywood sheets around the tennis court. The existing ones have deteriorated and need to be replaced. The plan is to make arrangements to have the local school children paint them.

Direction was given to have the Works Superintendent, Bill Freeman, take a look at the trees that need to be removed and see what needs to be done to remove them.

BUILDING DEPARTMENT

Chief Building Official, Dwayne Daniel gave his Report No. B.D. 7-2009 on the following subjects:

- 1) Building Report
- 2) Dereham Centre Community Hall Accessibility Retro-fit Project
- 3) Brickwork Repairs to Municipal Office
- 4) Inspections

Resolution No. 10 –

Moved by Ron Sackrider
Seconded by Gerry Mitchell

RESOLVED that the Chief Building Official's Report No. B.D. 7-2009 be accepted.

DISPOSITION: Motion Carried

DELEGATION: TILLSONBURG MUNICIPAL AIRPORT

The following persons were present on behalf of the Tillsonburg Airport:

- Stephen Molnar, Mayor, Town of Tillsonburg
- Cephas Panschow, Development Commission, Town of Tillsonburg
- A. Murray, Airport Manager, Tillsonburg Airport

Cephas Panschow gave a Power Point projector presentation on the Tillsonburg Airport which he said was for the purpose of developing a greater understanding of the airport, what has been done there and what needs to be done.

BY-LAW NO. 19-2009

SUBJECT: TO CHANGE THE ZONING OF SUBJECT LAND IN PART LOT 10, CONCESSION 5 (DEREHAM) FROM GENERAL AGRICULTURAL ZONE (A2) TO SPECIAL INSTITUTIONAL ZONE (I-5) AND SPECIAL DEVELOPMENT ZONE (D1) TO ALLOW THE DEVELOPMENT OF A PRIVATE ELEMENTARY/SECONDARY SCHOOL ON THE INSTITUTIONALLY ZONED PORTION OF THE PROPERTY

Resolution No. 11 –

Moved by David Mayberry
Seconded by Ron Sackrider

RESOLVED that the mover be granted leave to introduce a by-law to amend Zoning By-Law Number 25-98 by changing to “D-1” and “I-5 (H)” the zone symbols of lands designated as Part Lot 10, Concession 5, Township of South-West Oxford and this shall constitute the First and Second Reading thereof. (By-Law No. 19-2009)

DISPOSITION: Motion Carried

Resolution No. 12 –

Moved by David Mayberry
Seconded by Ron Sackrider

RESOLVED that the By-Law to amend Zoning By-Law Number 25-98 by changing to “D-1” and “I-5 (H)” the zone symbols of lands designated as Part Lot 10, Concession 5, Township of South-West Oxford be now Read a Third time and Finally Passed, signed, sealed and numbered 19-2009.

DISPOSITION: Motion Carried

The following persons were present for the passing of By-Law No. 19-2009:

Henrica Wiggers (Owner)
John Wiggers
Scott De Jong (Representing Oxford Reformed Christian School Society)

WORKS DEPARTMENT

Works Superintendent, Bill Freeman gave his Report Numbered W.D. 8-2009 on the following subjects:

- 1) Bids for asphalt patching
- 2) Dereham Centre Recycling Depot
- 3) Works Department Activity

The Works Superintendent also proposed applying for funding under the Building Canada Fund – Communities Component (Intake Two) for asphalt paving on Ebenezer Road. The estimated cost of the project is \$479,000, with the Township of South-West Oxford share being one-third of the cost. This application was due by May 1, 2009.

Resolution No. 13 –

Moved by David Mayberry
Seconded by Ron Sackrider

RESOLVED that the Asphalt Paving of Ebenezer Road in the Township of South-West Oxford be approved and an application be submitted for funding for this project under the Building Canada Fund – Communities Component (Intake Two).

DISPOSITION: Motion Carried

Resolution No. 14 –

Moved by Ron Sackrider
Seconded by David Mayberry

RESOLVED that the Works Superintendent's Report No. W.D. 8-2009 be accepted.

DISPOSITION: Motion Carried

CLERK-TREASURER ADMINISTRATOR'S REPORT NO. C.T.A. 8-2009
SUBJECT: MARRIAGE SOLEMNIZATION

Resolution No. 15 –

Moved by David Mayberry
Seconded by Gerry Mitchell

RESOLVED that the Township of South-West Oxford provide the service of marriage solemnization.

DISPOSITION: Not Carried

Resolution No. 16 –

Moved by David Mayberry
Seconded by Ron Sackrider

RESOLVED that the Clerk-Treasurer Administrator's Report No. C.T.A. 8-2009 be received.

DISPOSITION: Motion Carried

**PLANNING CORRESPONDENCE ITEM NO. 310 FROM MELISSA SHERRAN,
PLANNER, COMMUNITY AND STRATEGIC PLANNING, COUNTY OF OXFORD
RE: EXTENSION OF DRAFT PLAN APPROVAL FOR ELDON VIEW
MEADOWLANDS SUBDIVISION (32T-99006) IN MT. ELGIN**

Resolution No. 17 –

Moved by David Mayberry
Seconded by Ron Sackrider

RESOLVED that South-West Oxford Township Council support the extension of draft plan approval for the Eldon View Meadowlands Subdivision in Mt. Elgin, File No. 32T-99006, Pt Lot 11, Concession 5 (Dereham), for a further two years to April 26, 2011.

DISPOSITION: Motion Carried

**CORRESPONDENCE ITEM NO. 305 FROM DONALD MACLEOD, CLERK
ADMINISTRATOR, TOWNSHIP OF ZORRA
RE: SHARED FIRE CHIEF POSITION**

Resolution No. 18 –

Moved by George Klosler
Seconded by D. Anne Vanhoucke

RESOLVED that Council approve the hiring of a full time Fire Chief to be shared with the Township of Zorra,
AND THAT a committee be appointed that would oversee this process on behalf of the Township and be comprised of the following members:

Mayor James Hayes
Councillor Gerry Mitchell
and the Clerk-Treasure Administrator

DISPOSITION: Motion Carried

**CORRESPONDENCE ITEM NO. 309 FROM RICK GOLDT, SUPERVISOR, WATER
CONTROL STRUCTURES, UPPER THAMES RIVER CONSERVATION AUTHORITY
RE: CENTREVILLE DAM COSTS 2007-2008**

Resolution No. 19 –

Moved by Gerry Mitchell
Seconded by David Mayberry

RESOLVED that the invoice of Upper Thames River Conservation Authority for 2009 for the Centreville Dam-Dam Safety Program be approved for payment.

DISPOSITION: Motion Carried

***CORRESPONDENCE ITEM NO. 321 FROM EUSTACIA YOUNG, EXECUTIVE ASSISTANT, EARTH CORPORATION
RE: ACQUISITION OF SPI GROUP INC. AND POSTPONEMENT OF PROMISSORY NOTES***

Resolution No. 20 –

Moved by Gerry Mitchell
Seconded by David Mayberry

RESOLVED that the Mayor and Clerk be and they are hereby authorized to execute the Postponement Agreement with regard to EARTH Corporation promissory notes and the Bank of Nova Scotia.

DISPOSITION: Motion Carried

ACCOUNTS

Resolution No. 21–

Moved by Ron Sackrider
Seconded by David Mayberry

RESOLVED that the following Accounts be approved for payment:

Accounts Payable Council Report	\$199,528.06
Gst recoverable	\$5,235.32
Council Remuneration March, 2009	\$6,778.16
Fire Hall #1 Jan. 1 – Mar. 31, 2009	\$ 13, 565.27
Fire Hall #2 Jan. 1 – Mar. 31, 2009	\$25,495.59
Fire Hall #2 Jan. 1 – Mar. 31, 2009	\$25,714.05
Bi-Weekly #8	\$28,750.43
TOTAL	\$305,066.87

DISPOSITION: Motion Carried

INFORMATION CORRESPONDENCE

Resolution No. 22 –

Moved by David Mayberry
Seconded by Gerry Mitchell

RESOLVED that the following Correspondence be noted and filed.
#300, #301, #304, #308, #311, #316, #318, #319, #320, #322, #323, #326.

DISPOSITION: Motion Carried

BY-LAW NO 18-2009

SUBJECT: TO AMEND THE BY-LAW TO ESTABLISH FIRE DEPARTMENTS IN THE TOWNSHIP OF SOUTH-WEST OXFORD

Resolution No. 23 –

Moved by David Mayberry
Seconded by Ron Sackrider

RESOLVED that the mover be granted leave to introduce a by-law to amend the By-Law to Establish Fire Departments for the Township of South-West Oxford and this shall constitute the First and Second Reading thereof. (By-Law No. 18-2009)

DISPOSITION: Motion Carried

Resolution No. 24 –

Moved by Ron Sackrider
Seconded by David Mayberry

RESOLVED that the By-Law to amend the By-Law to Establish Fire Departments for the Township of South-West Oxford be now Read a Third time and Finally Passed, signed, sealed and numbered 18-2009.

DISPOSITION: Motion Carried

BY-LAW NO. 20-2009

SUBJECT: TO RE-ZONE LAND IN PART LOT 20, CONCESSION 5 (DEREHAM) FROM GENERAL AGRICULTURAL ZONE (A2) TO SPECIAL AGRIBUSINESS ZONE (AB-12) TO ACCOMMODATE A SEVERANCE (CONSENT APPLICATION B-47/08) AND EXPANSION OF AN EXISTING CUSTOM FERTILIZER OPERATION AND SMALL REPAIR FACILITY FOR AGRICULTURAL EQUIPMENT

Resolution No. 25 –

Moved by George Klosler
Seconded by Jay Heaman

RESOLVED that the mover be granted leave to introduce a by-law to re-zone lands in Part Lot 20, Concession 5 (Dereham) to AB-12 and this shall constitute the First and Second Reading thereof. (By-Law No. 20-2009)

DISPOSITION: Motion Carried

Resolution No. 26 –

Moved by George Klosler
Seconded by Jay Heaman

RESOLVED that the By-Law to re-zone lands in Part Lot 20, Concession 5 (Dereham) be now read a Third time and finally passed, signed, sealed and numbered 20-2009.

DISPOSITION: Motion Carried

BY-LAW NO. 21-2009

SUBJECT: TO AUTHORIZE EXECUTION OF AN AGREEMENT BETWEEN JACOBA JANTINS KROONDYK AND THE TOWNSHIP OF SOUTH-WEST OXFORD TO ALLOW AN EXISTING HOUSE TO BE OCCUPIED AS A RESIDENCE WHILE A NEW ONE IS BUILT

Resolution No. 27 –

Moved by David Mayberry
Seconded by Ron Sackrider

RESOLVED that the mover be granted leave to introduce a by-law to authorize the execution of an agreement between Jacoba Jantina Kroondyk and the Corporation of the Township of South-West Oxford and this shall constitute the First and Second reading thereof. (By-Law No. 21-2009)

DISPOSITION: Motion Carried

Resolution No. 28 –

Moved by David Mayberry
Seconded by Ron Sackrider

RESOLVED that the By-Law to authorize the execution of an agreement between Jacoba Jantina Kroondyk and the Corporation of the Township of South-West Oxford be now Read a Third time and finally passed, signed, sealed and numbered 21-2009.

DISPOSITION: Motion Carried

CLERK-TREASURER ADMINISTRATOR'S REPORT NO. C.T.A. 9-2009
SUBJECT: RECOMMENDATION OF BROWNSVILLE HALL COUNCIL
COMMITTEE

Resolution No. 29 –

Moved by David Mayberry
Seconded by Ron Sackrider

RESOLVED that the Clerk-Treasurer Administrator's Report No. C.T.A. 9-2009 be approved.

DISPOSITION: Motion Carried

Resolution No. 30 –

Moved by George Klosler
Seconded by D. Anne Vanhoucke

RESOLVED that the recommendation of the Brownsville Hall Council Committee that the Chief Building Official, in conjunction with an architect, prepare conceptual drawings for a combined firehall, community hall and library, based on input from the Hall Board Committee, Brownsville Fire Department and Oxford County Librarian.

DISPOSITION: Motion Carried

APPLICATION UNDER ENABLING ACCESSIBILITY FUND FOR DEREHAM
CENTRE COMMUNITY HALL

Resolution No. 31 –

Moved by David Mayberry
Seconded by Ron Sackrider

RESOLVED that an application be made under the Enabling Accessibility Fund for Dereham Centre Community Hall.

DISPOSITION: Motion Carried

GRANT TOWARDS FEASIBILITY STUDY FOR TILLSONBURG AIRPORT

Resolution No. 32 –

Moved by Ron Sackrider
Seconded by Jay Heaman

RESOLVED that the Township of South-West Oxford contribute \$1,000 towards the feasibility study for the Tillsonburg Airport.

DISPOSITION: Motion Carried

CLOSED MEETING

Resolution No. 33 –

Moved by D. Anne Vanhoucke

Seconded by Jay Heaman

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 10:10 p.m. and reconvened “in public” at 10:19 p.m.

ADJOURNMENT

Resolution No. 34 -

Moved by Jay Heaman

Seconded by D. Anne Vanhoucke

RESOLVED that there being no further business Council adjourn at 10:30 p.m. to meet again on April 28, 2009, commencing 7:00 p.m.

DISPOSITION: Motion Carried

These minutes were adopted by Council on the 5th day of May, 2009.

MAYOR: James Hayes

CLERK: Allen Forrester