

THE CORPORATION OF THE TOWNSHIP OF ENNISKILLEN

TWENTY-FOURTH MEETING

MINUTES

SEPTEMBER 25 2012

A meeting of the Council of the Corporation of the Township of Enniskillen was held on Tuesday September 25 2012 at 7:10 pm at the Enniskillen Council Chambers.

Present: Kevin Marriott, John Phair, Mary Lynne McCallum, Kathy O'Hara Wilson and Christine Greydanus

Mayor Marriott chaired the meeting.

Pecuniary Interest

Mayor Marriott requested that each member of Council declare an interest at the appropriate time within the agenda where an interest may exist.

A. Minutes

Moved by Councillor Phair

Seconded by Councillor O'Hara Wilson

That the minutes of the meeting of September 18 2012 be adopted as circulated.

Carried.

B. Interviews

Drainage:

1. Update on Drains: Site meetings, Stonehouse Drain and Richards Drain.

Ray Dobbin noted that the site meeting had been held in regards to the Stonehouse Drain. He reported that the only work generated from the site meeting was the bridge deck replacement from John Kewley.

Mr. Dobbin reported that only one property owner had requested that maintenance take place on the Richards Drain. He reported that he would review the request to determine if the tile from the farmer's field were not draining properly into the drain. He noted that he would walk the drain and report back to Council on the matter.

Moved by Councillor Greydanus

Seconded by Councillor O'Hara Wilson

That Ray Dobbin walk the Richards Drain and report back at the next meeting.

That the deck be replaced on the bridge deck for John Kewley on the Stonehouse Drain.

Carried.

Tender results were circulated for work on the Fox Creek Drain maintenance, the Piggott Drain and the McNabb Drain.

Fox Creek Drain

Murray Mills Excavating: \$53,211.47
A.G. Hayter Contracting: \$49,155.00
Darrel Dick Excavating: \$52,473.81
J & L Henderson: \$38,407.01

Moved by Councillor McCallum

Seconded by Councillor Phair

That the low tender from J&L Henderson be accepted for the maintenance of the Fox Creek Drain.

Carried.

McNabb Drain

Murray Mills Excavating: \$12,245.81
A.G.Hayter Contracting: \$13,842.50
Darrel Dick Excavating: \$11,636.74
J& L Henderson: \$10,496.99

Piggott Drain

Van Bree Drainage: \$25,072.27
Murray Mills Excavating: \$36,774.44
A.G. Hayter Contracting: \$33,278.50

Moved by Councillor Greydanus

Seconded by Councillor O'Hara Wilson

That the low tenders from J & L Henderson be accepted for the McNabb Drain and the Piggott Drain subject to no appeal on the new drain reports.

Carried.

Councillor O'Hara Wilson noted that she had been asked by a farmer to attend his property to review the contractors work on the Kesson Drain. Councillor O'Hara Wilson questioned the Engineer in regards to the quality of work of the contractor.

Mr. Dobbin noted that he had visited the work site on the Kesson Drain today and had reviewed the work undertaken by the contractor. The Engineer noted that the contractor had carried some brush over the hay field of a farmer to avoid travelling over unharvested beans on another property owner. The Engineer noted that he would review the bales of hay to determine if the strings were broken when they had been moved.

C. Court of Revision:

Moved by Councillor O'Hara Wilson

Seconded by Councillor McCallum

That the Court of Revision for the Township of Enniskillen be opened.

Carried.

4th Concession Drain- 7:30 pm

No persons were present for the 4th Concession Drain Court of Revision.

A letter was received from Tony Vaskor noting that on the West ½ of Lot 23 Concession 4 he had tiled the land into the Simpson Drain. He requested that an adjustment be made to the assessment schedule.

Moved by Councillor McCallum

Seconded by Councillor O'Hara Wilson

That the assessment schedules for the 4th Concession Drain be amended:

1- A & M Vaskor 60-020- reduced to 20.41

Black Ash Road- increased to 36.42

2- A. M Vaskor 60-020- Outlet assessment reduced to \$58.00

Black Ash Road- outlet assessment increased to \$89.00

Carried.

McNabb Drain- 7:35 pm

No person was present for the Court of Revision on the McNabb Drain.

No written appeals had been received for the Court of Revision.

Moved by Councillor O'Hara Wilson

Seconded by Councillor Greydanus

That the assessment schedule for the McNabb Drain be confirmed.

Carried.

McMillan Drain- 7:40 pm

No persons were present for the Court of Revision of the McMillan Drain.

No written appeals had been received for the Court of Revision.

Moved by Councillor Phair

Seconded by Councillor McCallum

That the assessment schedule for the McMillan Drain be confirmed.

Carried.

Piggott Drain- 7:45 pm

Mr and Mrs Doug Piggott and Shawn Piggott were present for the Court of Revision on the Piggott Drain.

No written appeals were received for the Court of Revision.

Shawn Piggott indicated that he had not asked for the drain and as a result he questioned the amount of money that his farm was being assessed for the work.

The Engineer reviewed the methodology for establishing assessments for the drain. He noted that although Mr. Piggott was not using field tile, assessments in the drainage report required that Mr. Piggott's share of the cost had to reflect the ability to drain tile into the new municipal drain.

Shawn Piggott noted that he would be responsible for the installation of additional fencing at a culvert to prevent his cattle from getting off the property.

The Engineer discussed the methods available to fence the culvert area.

Moved by Councillor Greydanus

Seconded by Councillor Phair

That the Court of Revision confirm the assessment schedule for the Piggott Drain.

Carried.

Moved by Councillor Greydanus

Seconded by Councillor O'Hara Wilson

That the Court of Revision be closed.

Carried.

Road:

1. Boundary Road Agreements Brooke Alvinston and Dawn Euphemia

The Clerk reviewed the two boundary road agreements with Brooke Alvinston and Dawn Euphemia. The current ten year agreements were nearing an end.

A discussion took place in regards to the definition of shared construction costs.

The Clerk noted that discussions would take place with Brooke Alvinston in regards to the wording of new onstruction and the renewal date.

1. Municipal Employee use of handheld devices

The Clerk noted that the exception for municipal staff to use hand held devices had been extended for an additional five years.

D. Correspondence for information

1. AMO-Ability to Pay Act 2012
2. County of Lambton-
 1. Doors Open Lambton County
 2. Changes to the Liquor License Act
3. Federation of Canadian Municipalities- communique Sept 10-12

4. Ian Ross Union Gas District Manager
5. Genivar Municipal Infrastructure Investment Initiative

Moved by Councillor Greydanus

Seconded by Councillor O'Hara Wilson

That Correspondence items 1-5 be received and filed.

Carried.

E. Correspondence requiring motions

1. Resolution Hamilton Emerald Ash Borer

Moved by Councillor McCallum

Seconded by Councillor Greydanus

That the resolution from City of Hamilton concerning the Emerald Ash Borer be received and filed.

Carried.

F. Accounts

Moved by Councillor Greydanus

Seconded by Councillor O'Hara Wilson

That the accounts be paid as circulated:

Cheque: 5134-5140: \$ 2,895.83

Cheque: 5142 Void

Cheque: 5143: \$ 4,322.25

Cheque: 5144-5151: \$ 53,906.14

Carried.

G. Bylaws

1. Bylaw 46 of 2012 Wilson Drain-third reading

2. Bylaw 63 of 2012- Confirmation Bylaw

Moved by Councillor McCallum

Seconded by Councillor Phair

That first and second reading be given to Bylaw 63 of 2012 Confirmation Bylaw

Carried.

Moved by Councillor O'Hara Wilson

Seconded by Councillor Greydanus

That third and final reading be given to Bylaw 46 of 2012 and 63 of 2012.

Carried.

H. Other Business

1. Memo to Council Inwood Fire Agreement, Brooke Alvinston Fire Service Agreement Bylaw

The Clerk noted that the bylaw circulated had been approved by the Brooke Alvinston Council in May of 2012. The Bylaw had incorporated some of the recommendations discussed in the meeting two years earlier.

The bylaw would require amendments to address how billings were to be assessed for the fire department. It was noted the operational bylaw for the fire department had not been circulated.

The Clerk reviewed changes to the operations at the Petrolia landfill as it related to the operation of the municipal dumpsters for recycling and waste on site.

A letter was to be circulated to property owners in Concession 14 to indicate the change in service delivery on January 1 2013. The Petrolia North Enniskillen Fire Department would be providing service in Concession 14.

Mayor Marriott reported on discussions held at the most recent Conservation Authority meeting concerning the approval of the placement of fill in a regulated area on Tile Yard Road. He reported that the authority did not change its position on the approval of the permit.

I. Adjournment

Moved by Councillor O'Hara Wilson
Seconded by Councillor Greydanus
That the meeting be adjourned.
Carried.

Mayor

Clerk