

THE CORPORATION OF THE TOWNSHIP OF ENNISKILLEN

THIRTEENTH MEETING

MINUTES

JUNE 3 2014

A meeting of the Corporation of the Township of Enniskillen was held on Tuesday June 3 2014 at 6:30 pm at the Enniskillen Council Chambers.

- A. Court of Revision Tile Yard Road Drain 6:30 pm
1. Grev Martin- appeal of assessment

Present: Gary McCallum, Frances Haight, Grev Martin, Russell Smith, A. Hart, Stan Klapak, Paul Williams

Court of Revision – Christine Greydanus, Kathy O’Hara Wilson and Tim Brown

Christine Greydanus chaired the Court of Revision

Christine Greydanus requested each member of the Court declare an interest at the appropriate time within the agenda where an interest may exist.

The Secretary noted that the committee had accepted the correspondence from Grev Martin appealing the assessment for his property during the meeting held May 27 2014.

Ray Dobbin provided an overview of the method used to apportion the cost of the drainage project to the affected property owners within the water shed. Sixty eight per cent of the cost was assessed to the public roads and utilities. The remaining costs were allocated to the properties in the drainage area.

Grev Martin noted that four lots had the same frontage but each were assessed a different amount.

Mr. Dobbin recommended that the assessments for the four lots be reduced by a total of \$1,228.00.

A letter was read from Jonathan Hart noting that the rear of his property drained to the east and was not in the water shed of the drain.

Mr. Dobbin noted that he had reviewed the site and agreed that some water drained to the east from the J Hart property.

Mr. Dobbin recommended that the Hart and Brydges property assessments be reduced by \$485.00.

Francis Haight noted that his property tiled to the west of his property away from the Tile Yard Road.

The Engineer recommended that in light of the new information that the assessment for the Haight property be reduced to \$3,403.00.

Stan Klapak questioned about the area assessed into the drain from his property. The Engineer reported that the drainage area was generally from the house to the west.

Paul Williams questioned why his assessment could not be reduced.

Stan Klapak questioned why so much money had been estimated for miscellaneous costs in the detailed estimates.

Tim Brown explained that the Town of Petrolia found it difficult to address the concerns being expressed by Town residents affected by the report. The residents had presented to Council concerns about paying for storm drainage in their property purchase and after the fact being assessed to a municipal drainage project.

A discussion took place in regards to the number of drainage projects that the Town of Petrolia could be affected by.

Mayor Marriott noted that he had discussed the matter with the Mayor of Petrolia with the intent to address future issues associated with drainage projects.

Moved by Kathy O'Hara Wilson

Seconded by Tim Brown

That the schedule of assessment for the construction of the Tile Yard Road Drain be amended as follows:

1. That the total assessment for the property of Francis Haight (90-061) be reduced to \$3,403 and the remaining assessment be added to the Township of Enniskillen assessment on Tile Yard Road,
2. That the assessment for the properties in the Township of Enniskillen be reduced as follows: B Johnson reduced \$40, C Wagner reduced \$328, G Martin reduced \$288, R Smith reduced \$170 and S Klapak reduced \$402 with the remaining \$1,228 added to the Tile Yard Road assessment of the Township of Enniskillen.
3. That the assessment for the properties in the Town of Petrolia be reduced as follows: J & D Hart be reduced by \$458 and R Brydges be reduced by \$27 with the remaining \$485.00 added to the Town of Petrolia assessment on First Ave.

Carried.

The Chair adjourned the Court of Revision.

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

Mayor Marriott chaired the meeting of Council.

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.

B. Minutes

Moved by Councillor McCallum

Seconded by Councillor O'Hara Wilson

That the minutes of the meeting of May 27 2014 be adopted as circulated.

Carried.

C. Interview: Public Works

Drainage: Tender Results Tile Yard Road Drain

Cope Construction- \$386,925.56

Murray Mills Excavating- \$307,013.71

Birnam Excavating- \$455,499.56

Moved by Councillor Greydanus

Seconded by Councillor O'Hara Wilson

That the low tender from Murray Mills Excavating for the Tile Yard Road Drain be accepted subject to appeals of the Tile Yard Road Drain report.

Carried.

Request for Culvert replacement E Smith- Hunter Drain, S McPhail-Kelly Drain

Mr. Dobbin reported that he had inspected the culvert at Mr. Smith's property and recommended that the culvert be replaced. The Hunter Drain report provided clear maintenance provisions to permit the replacement of the culvert. He recommended that J& L Henderson be engaged to replace the culvert. He noted that Mr. Henderson was in the area working on other Township projects.

Moved by Councillor O'Hara Wilson

Seconded by Councillor McCallum

That the culvert of E Smith on the Hunter Drain be replaced.

Carried.

Mr. Dobbin noted that the culvert of Scott McPhail was on the Kelly Drain. He recommended that a site meeting be held to determine if additional culverts needed to be replaced on the drain.

Moved by Councillor O'Hara Wilson

Seconded by Councillor McCallum

That a site meeting be held on the Kelly Drain with Councillor Greydanus as the Council representative.
Carried.

Site Meeting: Downie Drain, Noble Wooley Drain

Mr. Dobbin reported that a site meeting had been held on the Downie Drain. He recommended that the Downie Drain be cleaned. He noted that there may be a need to clean the Simpson Drain to provide outlet for the water from the Downie Drain. A discussion took place in regards to the inclusion of the Simpson Drain on the spray list for 2014.

Moved by Councillor McCallum
Seconded by Councillor Greydanus
That pricing be obtained for the cleaning of the Downie Drain.
Carried.

The Engineer reported on the site meeting for the Noble Wooley Drain. He noted that both Scott Campbell and Charlie Zavitz had requested that the drain be cleaned from the Zavitz property south of LaSalle Line north to the 13th Concession.

Moved by Councillor Greydanus
Seconded by Councillor O'Hara Wilson
That pricing be obtained for the cleaning of portions of the Noble Wooley Drain.
Carried.

Tenders were reviewed for the Fox Creek Drain and the Damphouse Drain.

Fox Creek:
Van Bree Drainage: \$31,631.45
A.G. Hayter: \$33,335.00
J & L Henderson: \$ 25,937.95

Damphouse Drain:
Van Bree Drainage: \$ 19,075.00
A.G. Hayter: \$19,040.50
Arnold Syer: \$ 12,010.20

Moved by Councillor McCallum
Seconded by Councillor Greydanus
That the low tender from J & L Henderson be accepted on the Fox Creek Drain and that the low tender from Arnold Syer be accepted on the Damphouse Drain
Carried.

Councillor McCallum questioned the status of the gravel pit survey. Mr. Dobbin reported that the work had not been completed to date.

Roads:

Tenders: Churchill Line and Shiloh Line Asphalt

The Road Superintendent reported that the asphalt tenders would be received on June 12 2014.

Update on application of gravel

The Road Superintendent reported that over 7,000 tonnes of gravel remained to be applied to Township roads.

Oil Springs Line- road surface

The Road Superintendent reported that the cost to grind and place additional gravel on Oil Springs Line from Marthaville Road to Tile Yard Road would be \$16,000.

Moved by Councillor Greydanus

Seconded by Councillor O'Hara Wilson

That the Road Superintendent proceed to grind the surface treatment on Oil Springs Line from Marthaville Road to Tile Yard Road.

Carried.

The Road Superintendent requested that after the removal of the surface that the road speed be established at 60 km per hour.

The Road Superintendent noted that the dust suppressant would be applied to the gravel roads once the placement of aggregate was completed.

D. Correspondence for information:

1. St Clair Region Conservation Authority minutes Apr 17-14
2. Independent Electricity System Operator 2013 Annual Report
3. Sarnia Lambton Research Park Graduate Student Symposium
4. County of Lambton Newsletter May 2014
5. County of Lambton Citizen Group recognized by Warden
6. AMO- Gas Tax payment
7. OGRA Rural Transportation Forums

Moved by Councillor Greydanus

Seconded by Councillor O'Hara Wilson

That correspondence items 1-7 be received and filed.

Carried.

E. Correspondence requiring motions

F. Accounts

Moved by Councillor McCallum
Seconded by Councillor Greydanus
That the accounts be paid as circulated:
Cheque: 7174-7195: \$ 11,652.03
Cheque: 7196-7205: \$ 8,440.65
Cheque: 7206-7210: \$ 1,102.98
Carried.

G. Bylaws

1. Bylaw 18 of 2014 Noble Brownlee Drain third reading
2. Bylaw 19 of 2014 Scott Dowling Drain third reading
3. Bylaw 31 of 2014 Tile Loan Borrowing Bylaw
4. Bylaw 32 of 2014 Tax Rate Bylaw
5. Bylaw 33 of 2014 Confirmation Bylaw
6. Bylaw 35 of 2014 A Bylaw to appoint a Deputy Clerk-Treasurer
7. Bylaw 36 of 2014 Drainage Debenture Bylaw-Tuckey

Moved by Councillor Greydanus
Seconded by Councillor O'Hara Wilson
That first and second reading be given to Bylaws 31, 32, 33, 35 and 36 of 2014.
Carried.

Moved by Councillor McCallum
Seconded by Councillor O'Hara Wilson
That third and final reading be given to Bylaw 18, 19, 31, 32, 33, 35 and 36 of 2014.
Carried.

H. Other Business

1. 2013 Financial Statements

Moved by Councillor Greydanus
Seconded by Councillor McCallum
That the 2013 Financial Statements be adopted.
Carried.

2. Memo Building Deposits

The Clerk discussed a recommendation to increase the refundable building deposits to encourage the finalization of the building permit process. The Clerk noted that a revised building bylaw would be prepared for Council review.

It was reported that the County of Lambton was proposing a hazardous waste day at Lambton College on June 7 2014.

The Association of Municipalities had reported that the federal infrastructure program would not move forward until an agreement was reached with the provincial infrastructure ministry.

A discussion took place in regards to the proposed water purchase agreement with Petrolia. A review was made of the proposed amendments to the agreement.

I. Adjournment

Moved by Councillor McCallum
Seconded by Councillor Greydanus
That the meeting be adjourned.
Carried.

Mayor

Clerk