

THE CORPORATION OF THE TOWNSHIP OF ENNISKILLEN

TWENTIETH MEETING

MINUTES

AUGUST 27 2013

A meeting of the Council of the Corporation of the Township of Enniskillen was held on Tuesday August 27 2013 at 7:00 pm at the Council chambers.

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

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 O'Hara Wilson

Seconded by Councillor McCallum

That the minutes of the meeting of August 6 2013 be adopted as circulated.

Carried.

B. Interviews:

Public Works

Roads-Boundary Road Agreement Churchill Line

Mike Cumming reported that the boundary road agreement with the Town of Plympton Wyoming will expire on December 31 2013. He noted that a new agreement had been prepared extending the agreement for an additional five years. Mr. Cumming noted that the Town staff were not prepared to include any construction projects in the agreement.

Mr. Cumming reported that Huron Construction would be in the area in mid-September to place asphalt on Churchill Line.

Update on Shiloh Line Construction and culvert installations-

He reported that the culverts for the Wanstead Road and Rokeby Line intersection and the Tile Yard Road and Shiloh Line intersection were being delivered. He anticipated that the installation of the culverts would be underway in the next week. The Road Superintendent provided information on alternatives concerning the replacement of the Black Creek culvert on Fairweather Road. A discussion took place in regards to the bridge design.

Moved by Councillor O'Hara Wilson

Seconded by Councillor Phair

That the replacement of the Black Creek Bridge on Fairweather Road continue with the installation of a culvert the same size as that being removed.

Carried.

The Road Superintendent reported that brushing work had started on Crooked Road. He estimated the work would take two to three days.

C. Court of Revision Lammers Drain 7:15 pm

Moved by Councillor O'Hara Wilson

Seconded by Councillor Phair

That the Court of Revision be opened to consider appeals on the Lammers Drain.

Carried.

No appeals had been submitted to the Court of Revision.

No persons were present for the Court of Revision on the Lammers Drain.

Moved by Councillor Phair

Seconded by Councillor McCallum

That the assessments for the Lammers Drain report be confirmed.

Carried.

Moved by Councillor O'Hara Wilson

Seconded by Councillor McCallum

That the Court of Revision be adjourned.

Carried.

Drainage

Ray Dobbin confirmed that tenders for the Lammers Drain had been called for September 3 2013.

Water-Review of Water Purchase Agreement-Verbal

Mayor Marriott reported on discussions that had taken place with the Town of Petrolia concerning changes in water rates. Mayor Marriott noted that he had requested that the Town provide clarification of rates beyond the five years proposed. A second proposal had been received the current day concerning proposed rates.

He reported that the rates charged by the Town of Petrolia would not exceed that charged to residential users within the Town.

He reported that the Town proposal would include provisions that would not permit the Township to obtain water from other sources. The agreement would not permit cancellation during the term of the agreement.

It was noted that a full Council should be present to discuss the proposal.

D. John Ravenhorst- Gravel Pit Lease 7:30 pm

Present: Mr. & Mrs. John Ravenhorst, Harry Ravenhorst and Larry and Linda Zavitz

Harry Ravenhorst noted that the Township held a lease to operate a gravel pit on his father's property. He noted that no gravel had been removed from the pit in recent years. Mr. Ravenhorst requested that the pit be closed.

John Ravenhorst noted that the pit would interfere with the sale of the land in the future.

The Road Superintendent reported that there was still some gravel in the north of the property. He reported that there were no current plans to restore the site.

He reported that a review would need to be undertaken of the property to confirm what rehabilitation work would be required. The Road Superintendent noted that the site could be surveyed to determine what additional work was required to rehabilitate the site.

A drain maintenance request was received from Rick O'Hara concerning the Butler Drain. He requested that a review would be made of the culverts on the drain and that the drain be cleaned.

Moved by Councillor McCallum

Seconded by Councillor O'Hara Wilson

That a site meeting be held on the Butler Drain with Mayor Marriott acting as Council representative.

Carried.

E. Correspondence for information

1. Ontario Municipal Social Services Association
2. Sarnia Lambton Chamber of Commerce Reverse Industrial Trade Show
3. Federation of Canadian Municipalities communique- July29, Aug 1,8,13-13
4. County of Lambton
 1. Art Gallery lands prestigious exhibition
 2. Museums Strategic Plan community survey
5. BCE Wireless Investments in your community
6. AMO
 1. Best Practices in Local Food: A Guide for Municipalities
 2. Current trending and future risk issues
7. Minutes of CEMC Meeting July 25 2013
8. P Keightley- Sarnia Sanitary Pump Stations replacement Environmental Assessment

Moved by Councillor O'Hara Wilson

Seconded by Councillor Phair

That correspondence items 1-4, 6-8 be received and filed and that item 5 be tabled to the next meeting.

Carried.

- F. Meeting to consider Brandon Anderson Drain 7:45 pm
Present: Brad Anderson, Bruce Gray and Chris McGregor

Ray Dobbin reported that the municipal tile drain had been constructed in 1923. He reported that property owners had retiled the properties. He noted that he proposed to install a new tile drain on the property of Chris McGregor. A topographic map had been prepared outlining the drainage area which confirmed surface water came from both Anna Anderson and Brad Anderson's properties.

Bruce Gray reported that two people in the drain area did not want work undertaken. Mr. Gray reported that surface water was collected in a surface drain at the boundary of the McGregor property and the Brad Anderson property. This drain directed surface water to the McGeachy Drain. Mr. Gray reported that he had worked the Brad Anderson property and had never seen water cross on to the McGregor property.

The Engineer reported that he would recommend that the portion of the tile drain north of the McGregor property be abandoned by Council as it was not being used.

Chris McGregor entered the meeting. He reported that the swale between his property and that of Brad Anderson did not cut off the surface water flow. He provided pictures of water crossing from Brad Anderson's property and that of Chris McGregor.

Brad Anderson asked whether the tile drain be relocated to the property boundary and outletted into the McGeachy Drain.

Mr. Dobbin reported that he would not recommend a change in the alignment of the drain as the surface water would continue to flow over the McGregor property.

Moved by Councillor O'Hara Wilson

Seconded by Councillor McCallum

That first and second reading be given to Bylaw of 74 2013 A bylaw to adopt the Brandon Anderson Drain Report.

Carried.

Mayor Marriott reported that notices for the Court of Revision would be sent out at which time appeals could be made concerning the drainage assessments.

- F. Will Nywening- report on Conservation Authority Hazard Lines 8:00 pm
Memo on new procurement process for electricity

Mr. Nywening reviewed the results of a meeting held with the Conservation Authority concerning their regulations. He reported that although the generic

regulations had been approved in 2004 it had taken several years for the authority to prepare mapping showing flood prone areas.

The new regulations required review by the Conservation Authority and where deemed appropriate permits for the construction of buildings within the regulated area. Mr. Nywening reported that the current mapping program was not very accurate as it related to the flood zones.

It was noted that only changes at the provincial level would affect the implementation of the regulations.

Mr. Nywening reported on the provincial outreach program to obtain comments on a new electrical procurement process. He noted that the process had been started to allay concerns about the placement of gas generator systems in the Mississauga area.

He reported on the consultations concerning regional planning for electrical development. He reported that the entire process did not provide clarity as to the degree of local participation and control.

Mayor Marriott reported on discussions with other municipalities while at the Association of Municipalities convention in Ottawa. He noted that the municipalities were attempting to generate a common program to oppose construction of industrial wind towers in their municipalities.

Mr. Nywening indicated that he would report to Council in the next few months concerning a review of the Township Official Plan and Zoning Bylaw.

G. Correspondence requiring

1. Middlesex Centre requalification of municipal building officials

Moved by Councillor McCallum

Seconded by Councillor Phair

That the resolution from Middlesex Centre concerning requalification of building officials be supported.

Carried.

H. Accounts

Moved by Councillor Phair

Seconded by Councillor O'Hara Wilson

That the accounts be paid as circulated:

Cheque: 6211-6222,6224-6227: \$45,570.78

Cheque: 6228-6255: \$416,321.67

Carried.

I. Bylaws

1. Bylaw 70 of 2013 Plympton Wyoming Townline Agreement
2. Bylaw 69 of 2013 Confirmation Bylaw
3. Bylaw 71 of 2013 A Bylaw to Authorize the demolition of a dwelling
4. Bylaw 72 of 2013 A Bylaw to authorize the demolition of a dwelling

Moved by Councillor O'Hara Wilson

Seconded by Councillor Phair

That first and second reading be given to Bylaws 69, 70, 71 and 72 of 2013.

Carried.

Moved by Councillor McCallum

Seconded by Councillor Phair

That third and final reading be given to Bylaws 69, 70, 71 and 72 of 2013.

Carried.

J. Other Business

1. Sarnia Lambton Economic Partnership- business consultations

The Clerk reported that a representative from SLEP would attend the municipal office once a month to provide advisory serves to people wishing to start a business in the community.

Councillor O'Hara Wilson requested that the information be placed on the municipal web site.

2. Memo to Council re OPA-IESO Siting and Planning Recommendations

Mayor Marriott reported on meetings held at the Association of Municipalities annual convention concerning industrial wind turbines.

He reported that some of the municipalities that had passed resolutions to not being a willing host for wind turbines had met. He reported that there had not been a consensus in regards to how to move forward to lobby the provincial government.

Mayor Marriott reported that it would likely be until October prior to the Ministry of Energy releasing information on future planning.

Councillor McCallum reported that the Town of Kincardine was attempting to use a noise bylaw to control the wind turbines.

- K. In camera meeting under provisions of Section 239 (2) b of the Municipal Act to discuss a personal matter about an identifiable individual.

Moved by Councillor Phair

Seconded by Councillor McCallum

That the Council move in camera under the provisions of Section 239 (2) b of the Municipal Act to discuss a personal matter about an identifiable individual.

Moved by Councillor McCallum

Seconded by Councillor O'Hara Wilson

That the in camera meeting be adjourned and the Council move into an open meeting.

Carried.

Mayor Marriott reported that the Council had discussed the remuneration of the caretaker of the Oil City Cemetery.

L. Adjournment

Moved by Councillor O'Hara Wilson

Seconded by Councillor McCallum

That the meeting be adjourned.

Carried.

Mayor

Clerk