

THE CORPORATION OF THE TOWNSHIP OF BROCK

MUNICIPAL ADMINISTRATION BUILDING

COUNCIL

SESSION THIRTEEN

MONDAY, JUNE 26, 2006

The Thirteenth Meeting of the Municipal Council of the Township of Brock, in the Regional Municipality of Durham, was held on Monday, June 26, 2006, in the Municipal Administration Building Council Chamber.

Members present:	Mayor:	Keith Shier
	Regional Councillor:	Larry O'Connor
	Councillors:	Karen Windatt
		John Grant
		Reg Starr
		Debbie Bath
		Allan Simpson

Staff Members present:	Clerk-Administrator George S. Graham (recording the minutes)
	Deputy Clerk-Administrator Thomas G. Gettinby
	Clerk-Stenographer Susan Creighton

I. CALL TO ORDER

Mayor Keith Shier called the meeting to order at 10:00 a.m.

II. MOMENT OF MEDITATION/PERSONAL REFLECTION

Council paused for a moment of meditation/personal reflection.

III. DECLARATION OF PECUNIARY INTEREST

Councillor Karen Windatt declared a pecuniary interest with respect to communication number 1262/06 as her spouse is employed by the contractor responsible for spreading the paper fibre sludge.

IV. CONFIRMATION OF MINUTES

(1) 12th council meeting – June 12/06

Resolution No. 1-13

MOVED BY Larry O'Connor and SECONDED BY Karen Windatt that the minutes of the 12th council meeting as held on June 12, 2006, be taken as read, confirmed and signed by the Mayor and Clerk.

MOTION CARRIED

V. HEARING OF DEPUTATIONS – N I L

VI. PETITIONS – N I L

VII. COMMUNICATIONS SUBMITTED TO COUNCIL

Group I – Receive & File

1221 The Premier of Ontario – response to letter re: Greenbelt Protection Plan and retirement lots for farmers

1233 Canadian Nuclear Safety Commission – Notice of Public Hearing – application by SRB Technologies (Canada) Inc.

1235 Board of Management for the Cannington Township Hall – Meeting Minutes – May 10/06

1237 LSRCA – Private Member's Bill 106 – *Lake Simcoe Act*

Councillor John Grant enquired as to the impact of the private member's bill on Brock Township and was advised by Mayor Shier that the LSRCA foresees some problems, however on the positive side we will see improved water quality in Lake Simcoe. He advised it is more of a political rather than action bill. Councillor Grant advised that he fears this bill will create more development restrictions in the municipality and requested that staff look into any implications of the bill and report back as more information is available.

- 1242 Canada/Ontario/Toronto – *Affordable Housing Project Begins Construction*
- 1247 Canadian Nuclear Safety Commission – Notice of Public Hearing – application by Hydro-Québec
- 1248 Durham Region – *Council Highlights* – May 31, 2006
- 1251 Ministry of the Environment to Durham Works Department and Terratec Environmental Ltd. - Provisional Certificate of Approval S3906-85 for an Organic Soil Conditioning Site – Concession 12-13, Part Lot 11, Township of Brock (Brock), Regional Municipality of Durham
- 1254 Durham Regional Police Services Board – *Highlights* – June 12/06

Councillor Allan Simpson noted that Brock resident Terry Clayton has been reappointed for a further term on the Durham Region Police Services Board and enquired whether a letter of congratulations should be forwarded in this regard. He was advised that this could be done upon resolution of council.

- 1255 Canada/Ontario/Toronto – *Affordable Housing Project Begins Construction*
- 1256 Barry Devolin, MP, Haliburton-Kawartha Lakes-Brock – *Devolin Presenting a Haliburton Made Inukshuk to Taiwan President Chen Shui-Bian*
- 1264 Barry Devolin, MP, Haliburton-Kawartha Lakes-Brock – *Devolin Announces Celebrate Canada Funding for Brock Township*
- 1265 Barry Devolin, MP, Haliburton-Kawartha Lakes-Brock – *Devolin Announces Celebrate Canada Funding for Kawartha Lakes*
- 1266 Barry Devolin, MP, Haliburton-Kawartha Lakes-Brock – *Devolin Announces Celebrate Canada Funding for Haliburton County*
- 1267 Barry Devolin, MP, Haliburton-Kawartha Lakes-Brock – *Devolin Column – Trent Severn Waterway: A Diamond in the Rough*
- 1279 Ministry of Municipal Affairs and Housing – News Release – *McGuinty Government Introduces Legislation to Strengthen Ontario's Municipalities*

In reviewing communication 1279, Councillor John Grant enquired of staff how the section pertaining to the Line Fences Act and abandoned railway line conveyances will impact the municipality, if at all, and was advised by staff that this will need to be investigated further, however it appears as though the owner of the railway lines specifically the municipality, would be responsible for fencing costs.

Mayor Keith Shier asked when a farming operation is divided by a rail line, consideration will have to be given to provide access to the operation on both sides of the rail line.

- 1281 Ministry of Municipal Affairs and Housing – Intergovernmental Action Plan for Simcoe, Barrie and Orillia – Open House; and IGAP – Newsletter No. 3 – June 2006

Councillor John Grant enquired whether communication 1281 ties into Bill 106 as contained within communication 1237, and was advised by Mayor Keith Shier that they are two different issues.

- 1293 AMO – Alert re: *Province Introduces Changes to the Municipal Act*
- 1295 Ministry of Municipal Affairs and Housing – e-mail re: *McGuinty Government Releases Landmark Plan to Shape the Future of the Greater Golden Horseshoe*
- 1302 Cansult – *Cansult Newsletter* – Spring 2006
- 1303 Ministry of Public Infrastructure Renewal – Growth Plan for the Greater Golden Horseshoe – Better Choices. Brighter Future.

Councillor Debbie Bath requested a condensed version of the above-referred growth plan and was advised by the Deputy Clerk-Administrator that a staff report could be prepared, however that there is a guide which can be copied and provided to members of council. Councillor Debbie Bath requested that the guide be copied for the information of council.

- 1305 Office of the Prime Minister – acknowledging receipt of letter regarding resolution with respect to child care

Regional Councillor Larry O'Connor commented upon acknowledgement of our letter regarding child care and that no acknowledgement has been received from our local MP. He requested that a copy of communication 1305 be forwarded to our MP advising that we are awaiting his response in this regard. Regional Councillor O'Connor reiterated that when the Federal Government walked away from the child care agreement of the previous government, the child care centre proposed for Cannington was denied.

It was also suggested that a copy of the letter be forwarded to Jim Flaherty's office.

- 1308 Region of Durham, Karen Hunt – e-mail re: Reminder – DSEA Premier Event
- 1309 Region of Durham, Liisa Ikavalko – e-mail re: Our businesses can benefit from the Oil Sands boom
- 1310 Durham Tourism – e-mail re: Service Excellence Workshops
- 1311 Region of Durham, Patrick Olive – e-mail re: Durham Region Economic Prosperity Conference
- 1312 Ministry of Tourism – Tourism Performance Update, June 2006
- 1320 Senate of Canada, The Honourable Mac Harb – advising of status of Smoke-Free Canada Motion
- 1321 City of Pickering to Minister of Transportation Donna Cansfield – Legislation for Photo Radar

Councillor Allan Simpson enquired whether further information is available pertaining to communication 1321 and was advised by Regional Councillor Larry O'Connor that Councillor McLean of Pickering is a supporter of the reinstatement of photo radar and that Durham Region is looking into locations with red light cameras.

- 1323 Brock and Georgina Against Garbage – advising of website
- 1328 Canada-Ontario Municipal Rural Infrastructure Fund – announcing COMRIF Intake Three

Councillor Reg Starr enquired whether the municipality will apply for funding under COMRIF Intake Three and was advised that we will apply for funding for the Fair Bridge as it was not approved under Intake Two.

- 1329 AMO – Alert re: *Canada and Ontario launch COMRIF "Intake Three"*
- 1331 AMO – Alert re: *Government Announces Next Steps in AODA*
- 1332 AMO – Alert re: *Government Responds to Operating Farmers Markets and Community Events Concerns*

1333 AMO – Alert re: *Province Amends Emergency Measures Act*

Resolution No. 2-13

MOVED BY Larry O'Connor and SECONDED BY Karen Windatt that communications no. 1221, 1233, 1235, 1237, 1242, 1247, 1248, 1251, 1254, 1255, 1256, 1264, 1265, 1266, 1267, 1279, 1281, 1293, 1295, 1302, 1303, 1305, 1308, 1309, 1310, 1311, 1312, 1320, 1321, 1323, 1328, 1329, 1331, 1332 and 1333 be received for the information of council and filed.

MOTION CARRIED

Group II – Communications Referred to Committee

Parks & Recreation Committee

1313 Board of Management for the Cannington Township Hall - concerns re: funding for Cannington Town Hall

1314 Board of Management for the Cannington Township Hall – Meeting Minutes – June 14/06

1318 1st Cannington Scout Group - expressing thanks for use of MacLeod Park for jamborees

Resolution No. 3-13

MOVED BY Debbie Bath and SECONDED BY Allan Simpson that communications no. 1313, 1314 and 1318 be referred to the next regular meeting of the Parks & Recreation Committee to be held on September 11, 2006.

MOTION CARRIED

Protection to Persons & Property Committee

1316 Jen Holder – memo re: Provincial Offences Stakeholder's Meeting

Resolution No. 4-13

MOVED BY Karen Windatt and SECONDED BY Larry O'Connor that communication no. 1316 be referred to the next regular meeting of the Protection to Persons & Property Committee to be held on September 25, 2006.

MOTION CARRIED

Group III – Communications Submitted for Action

1259 Township of Edwardsburgh/Cardinal – request for support of resolution re: Farmers' Markets

Resolution No. 5-13

MOVED BY Larry O'Connor and SECONDED BY Karen Windatt that Brock Council request the Durham Medical Officer of Health to review and offer comment on correspondence # 1259.

MOTION CARRIED

1262 Municipality of Clarington to Durham Clerk's Department – Paper Fibre Bio-Solids

Resolution No. 6-13

MOVED BY John Grant and SECONDED BY Reg Starr that Brock Township Council receive communication 1262 for information and file.

MOTION CARRIED

Resolution No. 7-13

MOVED BY Allan Simpson and SECONDED BY Larry O'Connor that Brock Township Council endorse the recommendation of Municipality of Clarington in respect to paper fibre solids as per communication # 1262/06.

MOTION LOST

- 1284 Ministry of Citizenship and Immigration – 2006 call for nominations for the Ontario Medal for Good Citizenship
- 1319 Ontario Clean Air Alliance – invitation to participating in *Go Clean and Green Contest*
- 1330 Town of Niagara-on-the-Lake – request for support of resolution re: MPAC annual province-wide property reassessment

Resolution No. 8-13

MOVED BY John Grant and SECONDED BY Karen Windatt that Brock Township Council receive communications 1284, 1319 and 1330 for information and file.

MOTION CARRIED

- 1292 AMO – Alert re: *Helping Farmers*

Resolution No. 9-13

MOVED BY Larry O'Connor and SECONDED BY Karen Windatt Brock Council receive and file correspondence # 1292/06.

MOTION CARRIED

- 1300 Totten Sims Hubicki Associates – Gibbs and Argue Bridge Replacements – Contract No. B2006-PW-02

Resolution No. 10-13

MOVED BY Reg Starr and SECONDED BY Debbie Bath that Brock Township Council accept the lowest bid as identified in communication # 1300.

MOTION CARRIED

- 1315 Judy Avery – Draft Document & Scope of Work – CIBC Walkway – Beaverton

Resolution No. 11-13

MOVED BY John Grant and SECONDED BY Karen Windatt that Brock Township Council authorize staff to finalize an agreement with the CIBC with respect to the walkway in Beaverton, reference communication 1315.

MOTION CARRIED

- 1326 Sunderland Minor Hockey – request for early ice in Sunderland arena

Resolution No. 12-13

MOVED BY Debbie Bath and SECONDED BY Allan Simpson that Brock Township Council has no objection to the request as outlined by Sunderland Minor Hockey for early ice in the Sunderland Arena as per communication # 1326/06.

MOTION CARRIED

It was noted that the early ice in the Sunderland Arena received very minimal use during 2005, raising the question is it worth the cost or should groups use the early ice in Cannington which has been well used by both Cannington and Beaverton in previous years. Councillor Bath advised that the original intent of early ice was for user groups to

use the ice at the Cannington Arena, however if the use at another arena is warranted, that the same level of service be offered thereat.

1327 Cedarhurst Golf Club – request for speed limit signs of 30 km – Concession 4 (Thorah)

Resolution No. 13-13

MOVED BY Karen Windatt and SECONDED BY Debbie Bath that Brock Township Council ask staff to report back to council concerning the request as outlined in # 1327 re: reduce speed limit on Concession 4.

MOTION CARRIED

VIII. REPORTS OF COMMITTEES

(1) 12th Planning Committee – June 19/06

Resolution No. 14-13

MOVED BY Larry O'Connor and SECONDED BY Karen Windatt that the minutes of the 12th meeting of the Planning Committee as held on June 19, 2006, be adopted as a report of that committee.

MOTION CARRIED

(2) 6th Protection to Persons & Property Committee – June 19/06

Resolution No. 15-13

MOVED BY Karen Windatt and SECONDED BY John Grant that the minutes of the 6th meeting of the Protection to Persons & Property Committee as held on June 19, 2006, be adopted as a report of that committee.

MOTION CARRIED

(3) 10th Finance Committee – June 19/06

Resolution No. 16-13

MOVED BY Reg Starr and SECONDED BY Debbie Bath that the minutes of the 10th meeting of the Finance Committee as held on June 19, 2006, be adopted as a report of that committee.

MOTION CARRIED

Resolution No. 17-13

MOVED BY Debbie Bath and SECONDED BY Reg Starr that we break for a five minute recess at 11:00 a.m.

MOTION CARRIED

Mayor Keith Shier reconvened the meeting at 11:14 a.m. with the same members of council and staff in attendance.

IX. MOTIONS – N I L

X. CONSIDERATION OF BY-LAWS

Resolution No. 18,19,20-13

By-law Number 1984-2006-AP – to appoint members of the Board of Management of the Cannington Township Hall, was read three times and passed in open Council. The Mayor and Clerk-Administrator were authorized to sign the by-law on behalf of the municipality and to have same engrossed in the by-law book of the municipality.

Resolution No. 21,22,23-13

By-law Number 2004-2006-PL – to amend Zoning By-law Number 287-78-PL, as otherwise amended, of the Corporation of the Township of Brock, with respect to certain land located within Part of Lots 16 and 17, Concession 4 (Thorah), Township of Brock, Region of Durham (Kaneff rezoning), was read three times and passed in open Council. The Mayor and Clerk-Administrator were authorized to sign the by-law on behalf of the municipality and to have same engrossed in the by-law book of the municipality.

Resolution No. 24,25,26-13

By-law Number 2005-2006-PW – to authorize the Township of Brock to enter into a funding agreement for infrastructure projects with Her Majesty the Queen in Right of Ontario under the Canada-Ontario Municipal Rural Infrastructure Fund (COMRIF) Initiative, was read three times and passed in open Council. The Mayor and Clerk-Administrator were authorized to sign the by-law on behalf of the municipality and to have same engrossed in the by-law book of the municipality.

Resolution No. 27,28,29-13

By-law Number 2006-2006-PL – to adopt an Official Plan for the Corporation of the Township of Brock, was read three times and passed in open Council. The Mayor and Clerk-Administrator were authorized to sign the by-law on behalf of the municipality and to have same engrossed in the by-law book of the municipality.

Regional Councillor Larry O'Connor acknowledged the efforts of the Official Plan Steering Committee as well as the Technical Advisory Committee, staff and public input, throughout the process.

XI. GENERAL ITEMS AND ENQUIRIES

(1) Mayor Keith Shier - Report to Council

Mayor Keith Shier advised that at the June 23, 2006 meeting of the LSRCA information was provided with respect to the new regulations governing bank stabilization and cut and fill permits and permit fees which are now \$350.00. The new flood plain mapping was also available which is more definitive.

Councillor Reg Starr enquired of Mayor Shier as to the next steps insofar as the agreement between York and Durham Regions to construct an incinerator as part of the residual waste process, to which Mayor Shier advised that the agreement involves thermal treatment of residual waste and that the site location process will not commence until 2007. He further advised that the subject agreement is such to accommodate new technology in this regard should it become available.

Councillor Karen Windatt commented on the time factor involved due to the imminent closure of the Michigan border to Ontario garbage and was advised by Mayor Shier that the process is moving and will continue to move quickly as possible.

Councillor Allan Simpson enquired whether the Brock Council will be kept informed as the process progresses or whether it will be necessary to rely on the newspapers and was advised by Mayor Shier that Durham Region has been issuing newsletters as the process progresses.

(2) Regional Councillor Larry O'Connor - Report to Council

Regional Councillor Larry O'Connor pointed out that Brock has been host to regional meetings pertaining to the residual waste issue, in addition to advertisements in this regard in the local newspapers. He noted that these meetings were not well attended by the public and that the Mayor, as a member of the Regional Works Committee, will keep members of council apprised of the progress of this project.

Regional Councillor Larry O'Connor advised that he has recently received two awards, these being the Distinguished Service Award from the Board of Health section of ALPHA and the Smoke Free Ontario Champion Pin for his work with the Tobacco Control Act from the Ontario Public Health Association and the Association of Public Health Agencies.

(3) Motion re: urban areas in Regional Official Plan
Resolution No. 30-13

MOVED BY Larry O'Connor and SECONDED BY Karen Windatt

WHEREAS the Township of Brock has undertaken an extensive review of its Official Plan and, as of this date, adopted a new Official Plan to provide for the growth and development of the municipality to 2025;

AND WHEREAS the adopted official Plan has identified certain lands to be included within the urban areas of Beaverton, Sunderland, and Cannington;

NOW THEREFORE the Township of Brock hereby requests the Region of Durham to include the following lands within the urban areas of the Regional Official Plan as part of its ongoing review of the Regional Official Plan:

1. THAT the boundaries of the Beaverton urban area be expanded to include the following lands to accommodate additional employment lands **as recommended by the Potential Rural Employment Areas report adopted by Council in February 2002:**
 - a) Part of Lots 11 and 12, Concession 5 (former Township of Thorah), in the vicinity of Beaver Avenue, within the Employment Area, Residential Area, and Open Space land use designations as shown on Map 1-A of the adopted Official Plan.
2. THAT the boundaries of the Beaverton urban area be expanded to include the following lands **to accommodate future development areas for residential and employment purposes to illustrate Council's long term intention for growth beyond 2015:**
 - a) Part of Lots 11 and 12, Concession 6 (former Township of Thorah), north and south of White's Creek abutting the west side of Highway 12, within the Future Employment Development Area, Future Residential Development Area, and Open Space land use designations as shown on Map 1-A of the adopted Official Plan;
 - b) Part of Lots 11, 12, and 13, Concession 5 (former Township of Thorah), in between Regional Road 15 and Concession 5, within the Future Residential Development Area designation as shown on Map 1-A of the adopted Official Plan;
 - c) Part of Lots 16 and 17, Concession 4 (former Township of Thorah), south of Concession 5 – Thorah and west of the Canadian National Railway, within the Future Residential Development Area designation as shown on Map 1-A of the adopted Official Plan.
3. THAT the boundaries of the Cannington urban area be expanded to include the following lands **to compensate for the removal of residential lands as a result of the floodplain in the northeast quadrant of Cannington and to recognize certain lands formerly within the corporate limits of Village of Cannington established in 1878:**
 - a) Part of Lot 18, Concessions 11 and 12 and part of Lot 19, Concession 12 (former Township of Brock), in the vicinity of the community of Saginaw, within the Residential Area and Open Space land use designations as shown on Map 2-A of the adopted Official Plan;
 - b) Part of Lot 20, Concession 11 (former Township of Brock), north of the Beaver River, within the Residential Area and Open Space land use designations as shown on Map 2-A of the adopted Official Plan;
 - c) Part of Lots 22 & 23, Concessions 11 and 12 (former Village of Cannington), west and east of the former railway corridor within the Residential Area and Open Space land use designations as shown on Map 2-A of the adopted Official Plan.
4. THAT the boundaries of the Sunderland urban area be expanded to include the following lands **to recognize existing industrial uses:**
 - a) Part of Lots 11 and 12, Concession 5 (former Township of Brock), north and south of Albert Street South to the west of Highway 7/12, within the Employment Area land use designation as shown on Map 3-A of the adopted Official Plan.
 - b) Part of Lots 12 and 13, Concession 5 (former Township of Brock), south of Concession 6 – Brock and east of Highway 7/12, within the Employment Area land use designation as shown on Map 3-A of the adopted Official Plan.

MOTION CARRIED

(4) Councillor Karen Windatt – 2006 Township of Brock Charity Golf Tournament

Councillor Karen Windatt commented on another successful golf tournament and that she is looking forward to hearing how much has been raised at the 2006 tournament. Councillor Windatt proceeded to hand out complimentary Tim Horton's travel mugs in which the first cup is free, to each member of council and staff, these mugs having been donated to the golf tournament by the franchise owner who is hoping to operate the proposed Tim Horton's at the corner of Hwy. 12 and Regional Road 15.

(5) Regional Councillor Larry O'Connor – 2006 Township of Brock Charity Golf Tournament

Regional Councillor Larry O'Connor also commented on the success of the 2006 golf tournament, acknowledging Councillor Starr's assistance at the chipping contest. He also thanked members of council and staff for their efforts in this regard.

(6) Councillor Allan Simpson – 2006 Township of Brock Charity Golf Tournament

Councillor Allan Simpson advised that he also enjoyed the golf tournament, adding that he and Councillor Starr cooked 147 hamburgers for lunch.

(7) Councillor Debbie Bath – 2006 Township of Brock Charity Golf Tournament

Councillor Debbie Bath thanked her colleagues on the Golf Tournament Committee, Councillors Windatt and O'Connor, advising that public relations and sponsorship is a big part of the golf tournament as well and that it is important to thank the sponsors. She commented that it is the community who participates with council at this tournament and that it is well respected by the community.

(8) Communication No. 1347/06 from the Cannington Lawn Bowling Club – request for the municipality to install a culvert/entrance access to provide extra parking for Lawn Bowlers

Resolution No. 31-13

MOVED BY Reg Starr and SECONDED BY Larry O'Connor that Brock Township Council has no objection to the Cannington Lawn Bowling Club using the Edwards' property for parking as outlined in communication # 1347/06. Further that Brock Township Works Department install the necessary culvert on a temporary basis.

MOTION CARRIED

(9) Councillor Reg Starr – Presentation Event for Rick MacLeish

Councillor Reg Starr advised that preparations are being made for the presentation to Rick MacLeish sometime in September, 2006 and that he will keep council informed in this regard.

(10) Public Questions and Clarification

Mr. Don Shearer enquired whether Resolution No. 4-12, as passed at the June 19, 2006 Planning Committee meeting, has been acknowledged at today's meeting and was advised by the Clerk-Administrator that it was adopted by council when the minutes of the 12th Planning Committee meeting were adopted.

Mr. Shearer expressed his appreciation to council for taking the time to listen to his concerns and to Councillor Starr who moved Resolution No. 4-12 and to Mayor Shier who supports visibility for Cannington. He further advised of his concern that children will have to move away from the municipality due to a lack of jobs and that hopefully this initiative will improve the area employment situation. Mr. Shearer also thanked staff for their helpful assistance during this process.

Mayor Keith Shier thanked Mr. Shearer for his kind words.

Mrs. Joan Yerema advised of concerns which have been brought to her attention by Sunderland residents in that the designated disabled parking space is not well marked and that the space needs to be painted blue as the signage is not always visible. Mrs. Yerema enquired whether the No Parking signs on River Street are under the jurisdiction of the municipality or the Region of Durham and was advised it is the Region of Durham as Brock is responsible only for parking enforcement on regional roads.

Mrs. Yerema also advised that the Road Watch signage in Sunderland is still missing and was advised by Councillor Reg Starr that he has spoken with the Director of Public Works in this regard.

XII. ADJOURNMENT

Resolution No. 32-13

MOVED BY Larry O'Connor and SECONDED BY John Grant that we do now adjourn a 12:00 p.m.

MOTION CARRIED

MAYOR

CLERK-ADMINISTRATOR