

THE ONE HUNDRED AND TWENTY-SECOND MEETING
March 13, 2014

Public and regular meetings of Council were held at the South Stormont Town Hall on Thursday, March 13, 2014; re-scheduled from Wednesday, March 12, 2014 due to inclement weather.

Public Meeting 6:30 PM

Present

Council: Mayor Bryan McGillis
Deputy Mayor Hart
Councillors Barry Brownlee, Richard Waldroff and Cindy Woods
Staff: Betty de Haan and Hilton Cryderman

Zoning Amendment No. Z-2014-03 (Cornwall & Area Housing)

A public meeting commenced at 6:30 PM to consider Zoning Amendment Application No. Z-2014-03 (Cornwall and Area Housing).

The purpose of this zoning amendment is to change the minimum number of parking spaces for the "Residential Serviced – Multiples – Special Exception – Seven (RS3-7)" zone from 30 to 56. In addition, this zoning amendment will rezone Block "O" on Registered Plan 230, as shown on the Key Plan,

From: "Institutional (I)"

To: "Residential Serviced – Multiples – Special Exception - Seven (RS3-7)"

Following the Mayor's introduction, the Manager of Building and Development, Hilton Cryderman provided an overview of the proposed amendment and advised that notice had been provided by first class mail in addition to being posted at the property.

Members were advised that two inquiries were made in advance of the meeting; one from the Catholic District School Board and the second from a neighbouring property owner. Both were inquiring as to the proposal and offered no objection.

There was no one in attendance to speak in support of or in opposition to the proposal.

Pursuant to the *Planning Act*, those present were provided with information regarding the next steps.

The public meeting adjourned at 6:45 p.m.

A regular meeting of Council commenced at 7:00 PM at the South Stormont Town Hall.

Regular Meeting 7:00 PM

Present

Council: Mayor Bryan McGillis
Deputy Mayor Tammy Hart
Councillors Richard Waldroff, Cindy Woods, Barry Brownlee
Staff: Betty de Haan
Hilton Cryderman
Ross Gellately
Johanna Barkley
Marc Desjardins
Loriann Harbers

Call to Order/Opening Remarks

The Lord's Prayer

Confirmation of Agenda

Deputy Mayor Hart requested a Notice of Motion to be brought forward with New Business.

Mayor McGillis requested correspondence received from Theresa Julien, be shared under New Business.

Disclosure of Pecuniary Interest

Deputy Mayor Hart disclosed a pecuniary interest regarding the Water Rights Agreement, more specifically the Hart's property, item for Closed session.

Approval of Minutes

Resolution No. 063/2014 - Approval of Minutes

Moved by Councillor Waldroff, Seconded by Deputy Mayor Hart

Be it resolved that the minutes of February 19, 2014 be adopted as circulated.

Carried.

Departmental Reports including Motions/Discussion

Ontario Provincial Police

The new OPP representative is Sergeant Turcotte. A thank you letter will be issued to Sergeant Eadie for past service and wishing him well in his retirement.

Building/Development Chief Building Official Cryderman

Report received and filed.

Resolution No.064/2014 - Report No. P-08-2014 Zoning Amendment Z-2014-03 (Cornwall & Area Housing)

Moved by Deputy Mayor Hart, Seconded by Councillor Waldroff

Be it resolved that Council accepts and approves the recommendation presented in Building and Development Department Report No. P-08-2014 with regards to Zoning Amendment No. Z-2014-03 (Cornwall & Area Housing Authority).

Carried.

Resolution No.065/2014 - Stonegate Subdivision Extension

Moved by Councillor Brownlee, Seconded by Councillor Woods

Whereas on May 28, 2008 Council passed a resolution supporting a subdivision proposal for the property described as Part of East half of Lot 10, Concession 5, in the geographic Township of Cornwall, Township of South Stormont, known as the Stonegate Subdivision;

And whereas draft plan approval was obtained and further extended to May 12, 2014;

And whereas the owner has requested an additional one year extension.

Now therefore be it resolved that Council re-affirms its support for the Stonegate Subdivision and instructs staff to forward the necessary correspondence to the United Counties of SDG in this regard.

Carried.

Resolution No.066/2014 – Consent Application Nos. B-14/14 and B-15/14
Moved by Councillor Brownlee, Seconded by Deputy Mayor Hart

Be it resolved that Council accepts and approves the recommendation presented in the Building and Development Department Report for Consent Application Nos. B-14/14 and B-15/14 (Joyce) dated March 12, 2014.

Carried.

Resolution No.067/2014 – Consent Application No. B-100/13

Moved by Councillor Brownlee, Seconded by Councillor Woods

Whereas Council passed Resolution No. 190/2013 on July 17, 2013 imposing conditions for Consent Application No. B-100/13 (Russell);

And whereas following further review, Council deems it necessary to impose an additional condition.

Now therefore be it resolved that Council instructs staff to advise the United Counties Planning Department of an additional condition for Consent Application No. B-100/13 as follows:

- that the setback requirements of Zoning By-law No. 2011-100 be maintained.

Carried.

Resolution No.068/2014 – Support for County of Lambton

Moved by Councillor Waldroff, Seconded by Councillor Woods

Be it resolved that Council of the Township of South Stormont supports the County of Lambton in their efforts to support the Ontario Building Official Association in opposing the requalification of Municipal Building Officials under *Ontario Regulation 332/12* and the *Ontario Building Code*.

Carried.

Public Works Operations - Public Works Manager Gellately

Reports received and filed.

Public Works Manager Ross Gellately provided background information for By-law No. 2014-021 authorizing an encroachment agreement.

A spring road tour is being planned.

Resolution No.069/2014 – Report No. PW-04-2014 Volunteer of the Year

Moved by Deputy Mayor Hart, Seconded by Councillor Waldroff

Be it resolved that Council accepts and approves the recommendation presented in Public Works Department Report No. PW-04-2014 with regards to the 2013 Township of South Stormont Volunteer of the Year.

Carried.

Fire & Rescue - Fire Chief Desjardins

Report received and filed.

Finance - Treasurer Barkley

Report received and filed.

Resolution No. 070/2014 - Accounts

Moved by Councillor Brownlee, Seconded by Councillor Woods

Be it resolved that Council accepts the Accounts Approval Report dated March 7, 2014, in the amount of \$2,172,782.54.

Carried.

Administration - CAO de Haan
Report received and filed.

Resolution No. 071/2014 - Report No. A-06-2014

Moved by Councillor Woods, Seconded by Deputy Mayor Hart

Be it resolved that Council accepts and approves the recommendation presented in Administration Department Report No. A-06-2014 with regards to a request to accept waste and waive tipping fees due to a fire.

Carried.

Resolution No. 072/2014 – Tile Drainage Application

Moved by Councillor Waldroff, Seconded by Councillor Brownlee

Be it resolved that Council approves the application for tile loan from Patrice Barque in the amount of \$23,100.00 for the property described as Part Lot A, Part Lot 1, Concession 7, geographic Township of Osnabruck, Township of South Stormont, (Roll No. 006-020-82000) subject to necessary funding being available.

Carried.

By-Laws

Resolution No. 073/2014 - By-Laws

Moved by Councillor Brownlee, Seconded by Councillor Woods

Be it resolved that the following By-laws be read and passed in open Council, signed and sealed this 12th day of March, 2014:

- 2014-018 A By-law to confirm proceedings of Council (February)
- 2014-019 A By-law to enter into an Agreement for the Continuous Improvement Fund
- 2014-021 A By-law to enter into an Encroachment Agreement (Bourdeau)
- 2014-022 A By-law to amend By-law No. 2011-100 (Blk O, Plan 230)
- 2014-023 A By-law to dedicate land for highway (DeWit Road)

Carried.

Resolution No. 074/2014 - By-Law No. 2014-020

Moved by Councillor Woods, Seconded by Councillor Brownlee

Be it resolved that the following by-law be read and passed in open Council, signed and sealed this 13th day of March, 2014:

- 2014-020 A By-law to enter into an Agreement with CIBS Construction

RECORDED VOTE:

Councillor Brownlee	-Yea
Councillor Waldroff	-Yea
Councillor Woods	-Yea
Deputy Mayor Hart	-Nay
Mayor McGillis	-Yea

Carried.

New Business

Deputy Mayor Hart distributed a memo and draft resolution as Notice of Motion for the March 26, 2014 meeting of Council.

Mayor McGillis read correspondence received from Theresa Julien; this matter is referred to the Community Services Committee.

Closed Session

Resolution No. 075/2014 - Move into a Closed Meeting

Moved by Councillor Brownlee, Seconded by Councillor Waldroff

Be it resolved that Council as provided in Section 239 (2) of the *Municipal Act, 2001* move into a closed meeting at 8:30 p.m. to address a matter pertaining to: personal matters about an identifiable individual, including municipal or local board employees, specifically: Organizational Review and a proposed or pending acquisition or disposition of land by the municipality or local board, specifically: Water Rights Agreement

Carried.

Resolution No. 076/2014 - Move out of a Closed Meeting

Moved by Councillor Waldroff, Seconded by Councillor Woods

Be it resolved that Council move out of this closed meeting at 9:11 p.m.

Carried.

Resolution No. 077/2014 – FA&HR Committee Recommendation

Moved by Councillor Waldroff, Seconded by Councillor Brownlee

Be it resolved that Council accepts and approves the recommendation presented by the FA&HR Committee regarding the Personnel Reports, supported by Report No. HR-02-2014, dated March 13, 2014 and as prepared by the CAO/Clerk.

Carried.

Resolution No. 078/2014 – Water Rights Agreement

Moved by Councillor Waldroff, Seconded by Councillor Woods

Be it resolved that Council concurs and agrees with the following on-going negotiations regarding the Water Rights (with the Hart's) for the Trillium Landfill as follows:

1. Lease payment renewal (terminated on October 1, 2011) from October 2, 2011 to October 1, 2023 unless sooner terminated, for the continuation of the payments for the two established wells clusters at \$1,000 per well, paid annually in advance (Hart's acknowledge payment on account);
2. Two new nest of wells clusters to be installed, at the same rate and the same term identified in #1 above, and to be located as per the Township's proposal (cannot be located in the fence row) and the Township will use its best efforts to complete installation by April 30, 2014;
3. The testing undertaken will include existing drains and field tiles in accordance with the locations as provided by the consultant; and
4. Acknowledgement of any matters concerning the landfill including contamination and expenses will be dealt with in the negotiations for the easement.

Carried.

Adjournment

Resolution No. 079/2014 - Adjournment

Moved by Councillor Brownlee, Seconded by Councillor Woods

Be it resolved that Council adjourn this regular meeting of Council at 9:21 PM and return to the call of the chair.

Carried.

Bryan McGillis

Betty de Haan

Mayor

Clerk