

**TOWNSHIP OF WHITEWATER REGION
Council Meeting**

Meeting Title: Regular Council Meeting Date: Wednesday December 15, 2010

Place: Council Chambers

Start Time: 7:00 p.m.

REGULAR COUNCIL MEETING AGENDA

1. Call to Order
2. Prayer
3. Roll Call
4. Disclosure of Pecuniary Interest
5. Adoption of the Agenda
6. Adoption of the Minutes of the Last Meetings
7. **Delegation**
 - a) **George Montgomery – Beakley Report Questions**
 - b) **John F Cull – Public Input on Committee Meetings**
8. **Committee Reports**
 1. Finance and Administration Committee
9. **Bylaws**
 1. 10-12-457 Adoption of the Whitewater Region Emergency Plan
 2. 10-12-458 Council Remuneration Bylaw
 3. 10-12-459 Finance Chair Electronically Reproduced Signature Bylaw
 4. 10-12-460 Municipal Tax Sale land Transfer – Pt Lot 1, East Front C, Westmeath
10. **Misc Correspondence**
 1. Bonnechere Valley – Emergency Management Course for Councillors and Mayors
 2. St Andrew's Ross Presbyterian Church Cemetery Committee – Request to Expand
 3. AMO – Infrastructure Stimulus Funding Deadline Extension October 31, 2011 - Information
11. **New/Unfinished Business**
 1. Municipal Freedom of Information and Protection of Privacy Act - Request to receive a Copy of Mandate given to Bruce Beakley Regarding Municipal Investigation Report
 2. Livestock Claim – McEwan
 3. Tax Write Off – Roll 049-050-16900
 4. 2010 Municipal Tax Write Offs
 5. 2010 Municipal Reserve Allocation
 6. Temporary Borrowing Resolution
 7. Community Events and Councillor Announcements
12. **Closed Meeting to discuss litigation, potential litigation, labour relations, and the security of the property of the municipality.**

13. Adjournment

Present: Councillors: Mayor Jim Labow, Deputy Mayor Izett McBride, Reeve Don Rathwell, Cathy Regier, Joey Trimm, Daryl McLaughlin, and Allen Dick

Staff Present: Dean Sauriol

Prayer was recited

Clerk conducted Roll Call

Disclosure of Pecuniary Interest – None

Adoption of Agenda

Moved by Daryl McLaughlin, seconded by Donald Rathwell

2010- 1623 “Be it Resolved that the Township of Whitewater Region adopt the Agenda dated December 15, 2010 for the Regular council meeting as submitted.”

Carried by
Jim Labow

Adoption of the Minutes

Moved by Joe Trimm, seconded by Donald Rathwell

2010- 1624 “Be it Resolved that the minutes of the previous Regular Council Meeting dated December 1, 2010 be adopted as circulated.”

Carried by
Jim Labow

Amendment of Minutes

Moved by Daryl McLaughlin, seconded by Donald Rathwell

2010-1625 “Be it Resolved that the Council of the Township of Whitewater Region correct and amend the October 20, 2010 and November 17, 2010 Regular Council Minutes to include Councillor Jacob Rook as present at the meetings.”

Carried by
Jim Labow

7. Delegation

George Montgomery – Beakley Report Questions

a) Mr. George Montgomery thanked Council for the opportunity to address Council. He stated that he heard that Council had contacted the O.P.P. and was very pleased with that.

- Mr. Montgomery posed questions regarding the Beakley Report. Was Mr. Beakley hired in writing and was there a job description given or was his direction more verbal.
Mayor stated he attended a closed meeting and received direction from that meeting.
- Was the discussion of trade in between Mr. Johnson and Mr. Labow only?
Mayor commented as far as he knew.
- He questioned date and letter that was submitted from Mr. O’Neil from Battlefield Equipment.
CAO stated that the request was sent directly to Mr Beakley sometime during his investigation
- He asked if Elliott’s had any comments on Battlefield allegations.
Answer was NO.

There was discussion on the trade in and how it took place.

- Mr Montgomery wanted clarification on the recorded vote request and who asked for it.

Stated that Councillor McLaughlin asked for recorded vote.

Consensus was obtained by the Mayor from Council to surpass the 15 minute Delegation time limit.

- Mr. Montgomery asked if new Council members were up to speed on the issue and if they weren’t they certainly should be so that they are better able to deal with items.
- Questioned who conducted the trade in value appraisals.
CAO stated that he wasn’t sure if they had asked for anonymity.
- Asked Council who decided what would be blocked out of report.
Council commented that legal council had vetted the report.
- Asked whether Mr. Johnson was fired, resigned or dismissed?
Mayor Stated he was no at liberty to discuss.

Mr. Montgomery thanked Council for their time.

John F Cull – Public Input on Committee Meetings

b) John Felix Cull thanked Council for the opportunity to address Council. Stated that he would like to see all committees including Fire, Waste, Public Works and Water Sewer have community members sit on them. Suggested they should exclude Finance and Administration Committee.
Mr. Cull defined what a committee’s purpose is.
Suggested that he heard that confidentiality could be a problem but stated members would have to sign confidentiality agreement.
Also stated that he understood that our procedural By-law does not currently allow such appointments but stated all By-laws maybe changed.
In closing Mr. Cull stated that Council should be looking at more public Involvement.
Councillor McLaughlin stated that we have asked for community support in the past on select committees.
Councillor McBride stated that we should be looking at possibly increasing community input on some committees especially sub-committees of Growth and Development.
Councillor Trimm and Reeve Rathwell stated that they would be voting against the representation on standing committees.

8. Committee Reports - Finance and Administration Committee

Insurance Policy

Moved by Daryl McLaughlin, seconded by Allen Dick

2010 – 1626 “Be it Resolved that the Finance and Administration Committee recommended to Council that we accept the proposal submitted by Municipal Insurance Services Ltd. For 2011 Municipal Insurance Program at a cost of \$134,324.00 plus PST.”

Carried by
Jim Labow

David Simmons Water Plants Manager – Retiring Notice

Moved by Don Rathwell, seconded by Izett McBride

2010 -1627 “Be it Resolved that the Finance and Administration Committee recommend to Council that we accept Mr. David Simmons retirement notice. At this time we would like to thank Mr. Simmons for his many years of service to the organization. Council certainly would like to take this opportunity to wish him all the best in his retirement.”

Carried by
Jim Labow

Public Works and Water Department Structure

Moved by Daryl McLaughlin, seconded by Allen Dick

2010 – 1628 “Be it Resolved that the Finance and Administration Committee recommend to Council that we engage the services of the County of Renfrew HR department to help develop organizational structure options and help with the recruitment of such position.”

Carried by
Jim Labow

Moved by Allen Dick, seconded by Daryl McLaughlin

2010 – 1629 “Be it Resolved that the Finance and Administration Committee authorize the Mayor to follow up the investigation with the Ontario Provincial Police regarding the Loader tender and subsequent disposal of the used tractors.”

Carried by
Jim Labow

9. Bylaws

10-12-457 Adoption of the Whitewater Region Emergency Plan

Moved by Donald Rathwell, seconded by Daryl McLaughlin

2010 – 1630 “Be it Resolved that the Council of the Township of Whitewater Region enact a By-law to adopt the Whitewater Region Emergency Plan 2010 and the said bylaw be read a first, second and third time, and that the said by-law be numbered 10-12-457 be signed by the Mayor and Clerk, sealed with the seal of the Corporation, and be engrossed in the By-law Book this 15th day of December, 2010.”

Carried by
Jim Labow

10-12-458 Council Remuneration Bylaw

Moved by Joey Trimm, seconded by Donald Rathwell

2010 – 1631 “Be it Resolved that the Council of the Township of Whitewater Region enact a By-law to provide for remuneration of members of the Council and the said bylaw be read a first, second and third time, and that the said by-law be numbered 10-12-458 be signed by the Mayor and Clerk, sealed with the seal of the Corporation, and be engrossed in the By-law Book this 15th day of December, 2010.”

Carried by
Jim Labow

10-12-459 Finance Chair Electronically Reproduced Signature Bylaw

Moved by Joey Trimm, seconded by Donald Rathwell

2010 – 1632 “Be it Resolved that the Council of the Township of Whitewater Region enact a By-law to provide for mechanically or Electronically reproduced signature of the Finance Chair on Cheques and the said bylaw be read a first, second and third time, and that the said by-law be numbered 10-12-459 be signed by the Mayor and Clerk, sealed with the seal of the Corporation, and be engrossed in the By-law Book this 15th day of December, 2010.”

Carried by

10-12-460 Municipal Tax Sale land Transfer – Pt Lot 1, East Front C, Westmeath

Moved by Joey Trimm, seconded by Donald Rathwell

2010 – 1633 “Be it Resolved that the Council of the Township of Whitewater Region enact a By-law to authorize the Mayor and Clerk to execute documents regarding Municipal Tax Sale process in connection with Pt Lot 1, East Front C, Westmeath and the said bylaw be read a first, second and third time, and that the said by-law be numbered 10-12-460 be signed by the Mayor and Clerk, sealed with the seal of the Corporation, and be engrossed in the By-law Book this 15th day of December, 2010

Carried by
Jim Labow

10. Misc Correspondence

Emergency Management Course for Councillors and Mayors - Information

St Andrew’s Ross Presbyterian Church Cemetery Committee – Request to Expand

Moved by Joe Trimm, seconded by Donald Rathwell

2010 – 1634 “Be it Resolved that the Council of the Township of Whitewater Region approve and agree with the proposed expansion of the St Andrew’s Ross Presbyterian Church Cemetery.”

Carried by
Jim Labow

Infrastructure Stimulus Funding Deadline Extension October 31, 2011 - Information

11. New/Unfinished Business

Municipal Freedom of Information and Protection of Privacy Act

Moved by Joe Trimm, Seconded by Donald Rathwell

2010 – 1635 “Be it Resolved that the Council of the Township of Whitewater Region deny Mr. Shields request under Section 6(1)(b) of the Municipal Freedom of Information and Protection of Privacy Act. The provisions apply to the record because the substance of deliberations of the meeting of a council under statute authorized holding that meeting in the absence of public.”

Carried by
Jim Labow

Livestock Claim – McEwan

Moved by Cathy Regier, Seconded by Izett McBride

2010 – 1636 “Be it Resolved that the Council of the Township of the Whitewater Region reimburse Bridget McEwen \$200.00 for one sheep killed by coyotes on November 14, 2010.

Carried by
Jim Labow

Tax Write Off – Roll 049-050-16900

Moved by Cathy Regier, seconded by Izett McBride

2010 – 1637 “Be it Resolved that the Council of the Township of Whitewater Region write off the following taxes as uncollectible under Section 354(2)(a) of the Municipal Act – Roll Number 049-050-16900 \$72.01.”

Carried by
Jim Labow

2010 Municipal Tax Write Offs

Moved by Cathy Regier, seconded by Izett McBride

2010 – 1638 “Be it Resolved that the Council of the Township of Whitewater Region write off the following taxes: under Section 357 – 2010 taxes 2,377.08; under Section 358 – 2005 taxes \$129.53, 2006 taxes \$117.95, 2007 taxes \$339.10, 2008 taxes \$532.27, 2009 taxes \$26,343.47; under Sections 19.1(7), 32, 39.1 and 40 of the Assessment Act - 2007 taxes \$2.17, 2008 taxes \$9.81, 2009 taxes \$1,828.37, 2010 taxes \$6,604.58; under Section 364 – 2009 taxes \$5,940.36, 2010 taxes \$169.86; under Section 354 – 2001 taxes \$22.27, 2002 taxes \$34.75, 2003 taxes \$35.08, 2004 taxes \$34.67, 2005 taxes \$36.44, 2006 taxes \$64.29, 2007 taxes \$66.21, 2008 taxes \$68.21, 2009 taxes \$85.60; under By-Law 08-11-364 – 2010 taxes \$1,798.45 for a total of \$46,640.52 (municipal portion of taxes.)

Carried by

2010 Municipal Reserve Allocation

Moved by Cathy Regier, seconded by Izett McBride

2010 – 1639 “Be it Resolved that the Council of the Township of Whitewater Region allocate the following amounts to Reserves for the 2010 Budget Year pending final figures and the arrival of purchases:

Allocate \$2,000 from GL#1-4-4000-6010 to GL#1-2-2000-4045 (Reserve for Protection to Property)

Allocate \$3,000 from GL#1-4-2000-6010 to GL#1-2-2000-4040 (Reserve for Computers)

Allocate \$265,000 from GL#1-4-5000-6010 to GL#1-2-2000-4020 (Reserve for Equipment Replacement)

Allocate \$100,000 from GL#1-4-5000-6030 to GL#1-2-2000-4025 (Reserve for Road Purposes)

Allocate \$9,000 from GL#1-4-3000-6010 to GL#1-2000-4075 (Reserve for Fire Purposes)

Allocate \$6,800 from GL#1-4-3000-2430 to GL#1-2000-4075 (Reserve for Fire Purposes).

Carried by
Jim Labow

Temporary Borrowing Resolution

Moved by Cathy Regier, seconded by Izett McBride

2010 – 1640 “Whereas the Township has several large Water Distribution projects ongoing.

And Whereas the Township is carrying all of the costs associated with the projects as we await the grant claims to be returned.

Be it Resolved that the Council of the Township of Whitewater Region authorize the Treasurer to exceed the borrowing limit under Section 2 of bylaw 10-12-367 as needed and in accordance with Section 3.

This motion shall be valid through to and including April 30, 2011.

Carried by
Jim Labow

Community Events and Councillor Announcements

The Mayor stated that he is pleased with the Sun being sold.

Deputy-Major McBride presented a scroll to Jodi Sauve at the Grand Opening of her fitness club.

Reeve Rathwell talked about Expo 150 and the County happenings.

Councillor Trimm plugged ongoing events. Lapasse/Westmeath have soup and sandwiches days in their communities.

Closed Meeting to discuss litigation, potential litigation, labour relations, and the security of the property of the municipality

Nothing

Adjournment

Moved by Cathy Regier, seconded by Izett McBride

2011 – 1641 “Be it Resolved that the Council of the Township of Whitewater Region Regular Council meeting dated December 15, 2010 be adjourned at 9:00 P.M.”

Carried by
Jim Labow