

TOWNSHIP OF WHITEWATER REGION
Council Meeting

Meeting Title: Regular Council Meeting Date: Wednesday November 21, 2012

Place: Cobden 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 Meeting
 7. **Delegation**
 1. Janice Fricker – Reports – Pat. St. Michael Property
 2. Shelley & David Anderson – Reports – Pat. St. Michael Property
 8. **Committee Reports**
 1. Environmental Services Committee
 2. Growth & Development Committee
 3. Culture (Parks & Recreation) Committee
 9. **Bylaws**
 1. 12-11- 572 Appoint Members to Property Standards Committee
 2. 12-11-573 Development Agreement – Kent Bulmer
 10. **Misc Correspondence**
 1. Township of Brudenell, Lyndoch and Raglan – Upload Highway 62 to the Provincial Road System
 2. Township of Killaloe, Hagarty and Richards – Donation towards the MRI campaign at the Pembroke Regional Hospital
 3. 2013 Premier's Awards for Excellence in the Arts - Information
 4. Cobden Agricultural Society – Christmas Banquet & Dance Dec. 8, 2012
 5. Delegation Request – OGRA/ROMA Conference
 6. Trees of Hope for CHEO - Information
 7. Ontario Ombudsman – Annual Report Closed Municipal Meetings
 8. County of Renfrew – Draft Provincial Policy Statement Review
 9. Taking Care of your Drinking Water – Guide for Municipal Council Members
 10. City of Renfrew Emerg. Services Dept. – Live Training Exercise Nov. 23/12
 11. 2013 OMPF Allocations Announced
 11. **New/Unfinished Business**
 1. Slope Stability Assessment/Site Plan – Patrick St. Michael
 2. Tender #TR26-2012-6 Four Wheel Drive Truck - Award
 3. Tender #EX-1-2012-5 Excavator - Award
 4. Severance Application B131/12 Pt Lot 32, Con 9 Ross - Valliant
 5. Cobden & District Recreation Association – Flat Roof on Arena
 6. Livestock Claim - Snyder
 7. MIII – Phase 2 Capital Funding – Deadline January 9th, 2013
 8. Council Meeting Schedule – December '12/January '13
 9. Labourer Appointment – Joshua Schruder
 10. Outdoor Furnace Bylaw – Additional Information
 11. Community Events and Councilor Announcements
 12. **Closed Meeting to discuss litigation, potential litigation, labour relations, and the security of the property of the municipality.**
 13. **Adjournment**
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- Regular Council Meeting**
1. **Call to Order**

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

Staff Present: Annette Mantifel
 2. **Prayer**

Prayer was recited
 3. **Roll Call**

Clerk conducted Roll Call

4. Disclosure of Pecuniary Interest

None Reported

5. Adoption of the Agenda

Moved by Izett McBride, Seconded by Cathy Regier

2012 – 2281 “Be it Resolved that the Township of Whitewater Region adopt the Agenda dated November 21, 2012 for the Regular Council Meeting as submitted with the addition of

9. 3) 12-11-574 Agreement – Mobile Home – Donald Parsons

11. 12) John & Cathy Phannenhour – Petition, public education

11. 13) Allen’s Report – Animal calls.”

Carried by
Jim Labow

6. Adoption of Regular Council Meeting Minutes

Moved by Cathy Regier, Seconded by Izett McBride

2012 – 2282 “Be it Resolved that the minutes from the Township of Whitewater Region Regular Council Meeting dated November 7, 2012 be accepted as circulated.”

Carried by
Jim Labow

7. Delegation

Consensus was received to move item 11. 1. Slope Stability Assessment/Site Plan – Patrick St. Michael up to this point.

Mr. John Cholewa from Houle Chevrier Engineering Ltd. spoke about the Slope Stability. Mr. Cholewa explained to Council that he was hired in July to assess existing slope at Mr. St. Michael's property.

Mr. Cholewa informed Council that he went out on July 24, 2012 and measured the shallow subsurface.

Mr. Cholewa then took the information back and ran a computer model.

Mr. Cholewa stated that the slope was 35 – 40 degrees and it would continue unless it was stabilized.

Mr. Cholewa came up with five suggestions regarding the slope:

1. Do nothing.
2. Slope regarding – earth work – removal of vegetation
3. External toe buttress
4. Slope reinforcement
5. Protection from erosion.

Mr. Cholewa informed Council that it was agreed to go with the # 2 option of slope regarding. This step will add erosion protection and control the erosion with erosion control blankets.

Mr. Cholewa informed Council that there will be a retaining wall incorporated and the wall will be built to gain a 2 – 1 slope angle at the bottom.

Mayor Labow questioned if the wall would be higher as it get nearer the water

Mr. Cholewa informed Council that the wall would be higher nearer the water.

Deputy-Mayor McBride questioned the construction material of the retaining wall.

Mr. Cholewa informed Council that the material is Armour Stone.

Councillor Trimm questioned what the erosion control mats were.

Mr. Cholewa explained that the blanket goes on top of the top soil and the blanket is there to keep the top soil and grass seed in place. The blanket stays in place until the vegetation takes effect and then the blanket disintegrates.

Councillor Trimm questioned about the excavation that is going on at the adjacent property if it would have any effect on the St. Michael's property.

Mr. Cholewa informed Council that he felt the excavation would not have any effect on the St. Michael's property.

Councillor Trimm questioned why an E.I.S. study was not needed?

Mr. Bruce Wheaton from Ontario Resource Management Group Inc. informed Council that Kristi Beatty went out and investigated the property and with the information that she gained she erected a desk top study.

Ms. Beatty along with Ms. Lorne Trute from the local Ministry of Natural Resources, Pembroke location.

Ms. Beatty and Ms. Trute main concern was the erosion and this problem is being handled through the slope regrading.

1. Janice Fricker – Reports – Pat. St. Michael Property

Ms. Fricker thanked Council for allowing her the opportunity to speak.

Ms. Fricker explained that the property was purchased in 1967 from Mr. Gould and was basically a cow pasture.

Ms. Fricker explained to Council that her main concern was the trees that her parents and family members had planted on the property.

Ms. Fricker explained that her Dad had taken three steps in from the property line and planted the trees.

Ms. Fricker explained that the pictures of tree's roots being exposed worried her and that is why she was here.

Ms. Fricker stated that she found pickets on her property and thought they might be the severance pickets from the original severance of her parents.

Ms. Fricker informed Council that she is happy with the slope regarding because it was explained to her that the trees would not be damaged.

Councillor Trimm informed Council that he had gone to the St. Michael's property and investigated the Fricker property. Councillor Trimm stated that the two large pine trees on the edge of the Fricker property were 25 feet and 30 feet away from the crest and he assured Ms. Fricker that the trees would not be disrupted.

2. Shelley & David Anderson – Reports – Pat. St. Michael Property

Mr. and Mrs. David Anderson thanked Council for their opportunity to speak.

Mr. Anderson explained that the survey pickets that Councillor Trimm saw were the survey pickets for the Anderson lot addition.

Mr. Anderson explained that his concerns are for the hydro wires when the slope regarding takes place.

Mr. Anderson was adamant that he did not want a hydro pole on his property.

Mr. Anderson also explained to Council that he does not want his property value to go down.

Mr. Anderson stated that there is now a new foot print on the property because of the new cottage and septic system.

Mr. Anderson explained to Council that he gave Mr. St. Michael access to his property through Mr. Anderson's property.

Councillor Trimm asked for clarification on the moving of the septic bed and septic tank.

Mr. St. Michael explained to Council that the septic bed was not moved, but the tank was moved.

Mr. St. Michael also informed Council that there is a large steel mattress on top of the septic bed and then it is covered with soil.

Mayor Labow called for a vote on the slope stability.

Consensus everyone was in favour.

Moved by Joe Trimm, Seconded by Donald Rathwell

2012 – 2283 “Be it Resolved that the Council of the Township of Whitewater Region approve the slope stability assessment report completed by Houle Chevrier Engineering Ltd. dated October 2, 2012, the revised site plan completed by Ontario Resource Management Group Inc. dated November 21, 2012 and the Environmental Impact Study/Review completed by Ontario Resource Management Group Inc. dated August 13, 2012 for property belonging to Pat St. Michael located at 70 Lefty Lane (Con 3 Pt Lot 19).”

Carried by
Jim Labow

9. Committee Reports

1. Environmental Services Committee

Moved by Izett McBride, Seconded by Cathy Regier

2012 – 2284 “Be it Resolved that the Environmental Services Committee recommend that the valves/curbstop at Terry & Ginette McInnes's property be dug down & dead-ended and this be at the property owner's expense.”

Carried by
Jim Labow

2. Growth & Development Committee

Information.

3. Culture (Parks & Recreation) Committee

Information.

9. Bylaws

1. 12-11- 572 Appoint Members to Property Standards Committee

Moved by Cathy Regier, Seconded by Izett McBride

2012 – 2285 “Be it Resolved that the Council of the Township of Whitewater Region enact a By-Law appointing members to the Property Standards Committee for a 3 year term beginning December 1st, 2012 and the said by-law be read a first, second and third time and the said by-law be numbered 12-11-572 and be signed by the Mayor and Clerk, sealed with the seal of the Corporation and be engrossed in the By-law Book this 21st day of November, 2012.”

Carried by
Jim Labow

2. 12-11-573 Development Agreement – Kent Bulmer

Moved by Izett McBride, Seconded by Cathy Regier

2012 – 2286 “Be it Resolved that the Council of the Township of Whitewater Region enact a By-Law authorizing the Mayor and CAO to enter into a

Development Agreement with Kent Bulmer and the said be read a first, second and third time and the said by-law be numbered 12-11-573 and be signed by the Mayor and Clerk, sealed with the seal of the Corporation and be engrossed in the By-law Book this 21st day of November, 2012.”

Carried by
Jim Labow

3. 12-11574 Agreement – Mobile home – Donald Parsons

Moved by Cathy Regier, Seconded by Izett McBride

2012 – 2287 “BE it Resolved that the Council of the Township of Whitewater region enact a By-law to enter into an Agreement with Donald Richard Parsons to permit a mobile home as a temporary residence for a specific period and the said by-law be read a first, second and third time, and the said by-law be numbered 12-11-574 and be signed by the Mayor and Clerk, sealed with the seal of the Corporation and be engrossed in the By-law Book this 21st day of November, 2012.”

Carried by
Jim Labow

10. Misc Correspondence

1. Township of Brudenell, Lyndoch and Raglan – Upload Highway 62 to the Provincial Road System

Moved by Joe Trimm, Seconded by Donald Rathwell

2012 – 2288 “Be it Resolved that the Council of the Township of Whitewater Region support the Township of Brudenell, Lyndoch and Raglan’s resolution in requesting the Provincial Government to upload Highway 62 to the Provincial Road System.”

Carried by
Jim Labow

2. Township of Killaloe, Hagarty and Richards – Donation towards the MRI campaign at the Pembroke Regional Hospital

Information.

3. 2013 Premier’s Awards for Excellence in the Arts – Information

Moved by Izett McBride, Seconded by Joe Trimm

2012 – 2289 “Be it Resolved that Council of the Township of Whitewater Region nominate Catherine Timm for the 2013 Premier’s Award for Excellence in the Arts.”

Carried by
Jim Labow

4. Cobden Agricultural Society – Christmas Banquet & Dance Dec. 8, 2012

Information.

5. Delegation Request – OGRA/ROMA Conference

Information.

6. Trees of Hope for CHEO – Information

Information.

7. Ontario Ombudsman – Annual Report Closed Municipal Meetings

Information.

8. County of Renfrew – Draft Provincial Policy Statement Review

Mayor Labow informed Council that he had sent a letter.

The Township of Admaston/Bromley are holding a presentation on December 5, 2012 on the Provincial Policy Review and have sent an invitation to Council to attend.

9. Taking Care of your Drinking Water – Guide for Municipal Council Members

Information.

10. City of Renfrew Emerg. Services Dept. – Live Training Exercise Nov. 23/12

Information.

11. 2013 OMPF Allocations Announced

Ms. Mantifel explained to Council that the Township will be \$41,600.00 less than last year.

11. New/Unfinished Business

1. Slope Stability Assessment/Site Plan – Patrick St. Michael

Discussed at the beginning of the meeting under delegations.

2. Tender #TR26-2012-6 Four Wheel Drive Truck – Award

Moved by Donald Rathwell, Seconded by Joe Trimm

2012 – 2290 “Be it Resolved that the Council of the Township of Whitewater Region

agree to award the Tender #TR26-2012-6 for the purchase of a Four-Wheel Drive Extended Cab Service Truck (2013 Chev Silverado LT) to the lowest qualifying tenderer MacKenzie Motors at a cost of \$29,31395 including HST."

Carried by
Jim Labow

3. Tender #EX-1-2012-5 Excavator – Award

Moved by Joe Trimm, Seconded by Donald Rathwell

2012 – 2291 "Be it Resolved that the Council of the Township of Whitewater Region agree to award the Tender #EX-1-2012-5 for the purchase of an Excavator (Hitachi 2X225US LC3) to the low tenderer Wajax at a cost of \$249,766.00 including HST."

Carried by
Jim Labow

4 Severance Application B131/12 Pt Lot 32, Con 9 Ross – Valliant

Moved by Joe Trimm, Seconded by Allen Dick

2012 – 2292 "Be it Resolved that the Council of the Township of Whitewater Region has no objections to Severance Application B131/12 Pt Lot 32 Con 9 Ross – Valliant provided that:

- Favourable MDSI calculations are determined for neighbouring livestock and/or manure storage facilities;
- Favourable comments are received from the Ministry of Natural Resources regarding threatened and endangered species;
- A rezoning is completed for an Agriculture-exception zone for the retained lands to reduce the minimum required lot frontage."

Carried by
Jim Labow

5. Cobden & District Recreation Association – Flat Roof on Arena

Councillor Dick informed Council that he had gone and taken a look at the arena.

Councillor Dick informed Council that the leaking is not really bad and could be held off till spring.

Councillor Trimm questioned if the Township was responsible for maintenance of the buildings?

Reeve Rathwell stated that the Township is responsible for the insurance on the buildings, not for the maintenance.

Councillor Dick questioned if Mr. Doug Schultz would be able to go to the arena and give suggestions on how to fix the problem.

Mr. Schultz is to go and assess the Cobden Arena and give the information to Ms. Mantifel, where she will prepare a letter and send it to the Recreation Association.

6. Livestock Claim – Snyder

Moved by Donald Rathwell, Seconded by Joe Trimm

2012 – 2293 "Be it Resolved that the Council of the Township of Whitewater Region agree to reimburse Ben Snyder \$156.00 for one sheep killed by coyotes on November 2, 2012."

Carried by
Jim Labow

7. Mill – Phase 2 Capital Funding – Deadline January 9th, 2013

Ms. Mantifel explained to Council the application process of the funding.

Ms. Mantifel informed Council that there would need to be a resolution passed to show Council's expression of interest.

Consensus was given for Ms. Mantifel to find out if the Highway 17 project would qualify and if not then Council would apply for a generator for the Cobden Water Plant.

8. Council Meeting Schedule – December '12/January '13

Moved by Joe Trimm, Seconded by Allen Dick

2012 – 2294 Be it Resolved that the Council of the Township of Whitewater Region agree to only one Council Meeting in December to be scheduled for December 12, 2012 at 1:00 p.m."

Carried by
Jim Labow

Moved by Allen Dick, Seconded by Joe Trimm

2012 – 2295 "Be it Resolved that the Council of the Township of Whitewater Region agree to re-schedule the January 2012 Council Meetings:

-from January 2nd, 2013 to January 9th, 2013 at 1:00 p.m.

-from January 16th, 2013 to January 23rd, 2013 at 7:00 p.m."

Carried by
Jim Labow

9. Labourer Appointment – Joshua Schruder

Moved by Joe Trimm, Seconded by Allen Dick

2012 – 2296 “Be it Resolved that the Council of the Township of Whitewater Region is pleased to appoint Mr. Joshua Schruder as Labourer effective November 22, 2012.”

Carried by
Jim Labow

10. Outdoor Furnace Bylaw – Additional Information

Ms. Mantifel went over the letter that was sent by Mr. Instance.

Council was informed that the County has not been advised to draft the final By-Law yet. Since no further changes are proposed at this time, the final by-Law can be prepared.

11. Community Events and Councilor Announcements

Santa Claus Parade – Cobden – November 24

Farmer's Market – Cobden – November 24 & 25

Lighting of Lights – Lion's Hall – November 25

Council wanted to say Thank you to Talie for all her help on the float.

Reeve Rathwell informed Council that he went to the VCARS 10 year celebration

Reeve Rathwell asked Council if they would be interested in a High Speed Internet presentation on January 9th. Reeve Rathwell would set up presentation.

Turkey Bingo – Lions Club – November 30

Council wanted to thank Shane Severin for wiring the float.

Councillor Dick informed Council of the Aviva Bears that the police give to a child who is upset.

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

Moved by Joe Trimm Seconded by Allen Dick

2012 – 2297 “THAT this meeting become a closed meeting for the purpose(s) – Time 9:28 p.m.

- the security of the property of the municipality or local board; ☐
- Personal matters about an identifiable individual, including municipal or Local board employees ☐
- a proposed or pending acquisition or disposition of land by the municipality or local board; ☐
- labour relations or employee negotiations; ☐
- litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board; ☐
- advice that is subject to solicitor-client privilege, including communications necessary for that purpose; ☒
- a matter in respect of which a council, board, committee or other body may hold a closed meeting under another act; ☐
- A meeting of a council or local board or of a committee of either of them may be closed to the public if the following conditions are both satisfied:
The meeting is held for the purpose of educating or training the members
AND
At the meeting, no member discusses or otherwise deals with any matter in a way that materially advances the business or decision-making of the council, local board or committee ☐

Moved by Allen Dick, Seconded by Joe Trimm

2012 – 2298 “Be it Resolved that the Council of the Township of Whitewater Region Committee of the Whole Meeting dated November 21, 2012 hereby be adjourned.”

Carried by
Jim Labow

13. **Adjournment**

Moved by Allen Dick, Seconded by Joe Trimm

2012 – 2299 “Be it Resolved that the Township of Whitewater Region Regular Council Meeting dated November 21, 2012 hereby be adjourned at 9:45 p.m.”


Annette Mantifel

Carried by
Jim Labow

Mayor Jim Labow