The Council of the Corporation of the Town of South Bruce Peninsula met on Tuesday, May 25, 2010 at 6:00 p.m. in the Council Chambers for the tenth regular meeting of the year.

ROLL CALL

Mayor Gilbert noted that all members of Council were present, except Councillor Wunderlich, who arrived during closed session.

AUTHORIZE HOLDING OF SPECIAL CLOSED SESSION (PASSED IN OPEN SESSION)

#R-231-2010

It was MOVED by W. Lamont, SECONDED by D. Kerr and CARRIED

THAT at the request of the Mayor and with the consent of Council, the Council of the Corporation of the Town of South Bruce Peninsula authorize the holding of a Special Closed Session on May 25, 2010 at 6:00 p.m. for the purposes of:

- Adopt Closed Meeting Minutes May 18, 2010
- The receiving of advice that is subject to solicitor client privilege, including communications necessary for that purpose. (Sauble Medical Clinic)
- A proposed or pending acquisition or disposition of land for municipal or local board purposes; (MOU Airport)

PROCEED INTO CLOSED SESSION

It was MOVED by Y. Harron, SECONDED by D. Kerr and CARRIED

THAT Council proceed into closed session. TIME: 6:04 P.M.

Councillor Wunderlich arrived during Closed Session. TIME: 6:18 P.M.

RECONVENE INTO OPEN SESSION (PASSED IN CLOSED SESSION)

It was MOVED by A. Vukovic, SECONDED by A. King and CARRIED

THAT Council proceed into open session. TIME: 6:57 P.M.
Adjourn for Break       TIME: 6:57 P.M.
Reconvene from Break      TIME: 7:02 p.m.

OBSERVE MINUTE SILENCE
Council participated in one-minute of silence.

DISCLOSURE OF PECUNIARY INTEREST

Councillor Hoath reconfirmed his pecuniary interest re Cheque #24379 in the amount of $40.64 as he has a family member employed by the business.
Councillor Wunderlich reconfirmed his pecuniary interest re Cheques #24342 and #24400 in the amounts of $183.75 and $6708.97 payable to Greenfield and Barrie as his company is in litigation with that firm. He also reconfirmed his conflict of interest re #R-213-2010 as a cheque was payable to Greenfield and Barrie and his company is currently in litigation with the firm. He declared a conflict of interest re Schedule B, Item #1 as he represents a client that is involved with wind energy and Schedule B, Item #13 as his band has been approached to play at the event.

PUBLIC NOTICE

Mayor Gilbert read the public notices re:
- Consideration of 2010 Budget and Tax Levy By-law
- RFP-Use of a 1998 Ford E350 14 Passenger Bus

PREVIOUS MEETING MINUTES – May 11, 2010

Councillor Wunderlich requested clarification re Schedule A, Item #18 and Item #35 from the Manager of Public Works.
Councillor Hoath noted the typing error on page one, he had declared the conflict of interest re Cheque #24281 not Councillor Hall.

It was MOVED by M. Wunderlich, SECONDED by W. Lamont and CARRIED

THAT the minutes of the May 11, 2010 regular meeting be adopted as amended.

BUDGET MEETING MINUTES – May 3, 2010

It was MOVED by W. Lamont, SECONDED by Y. Harron and CARRIED

THAT the budget meeting minutes of the May 3, 2010 regular meeting be adopted as received.

GENERAL BUSINESS RESOLUTIONS – SCHEDULE “A”

Councillor Vukovic requested Schedule A, Appendix #1, Item #13.2 reflect that she was absent for the vote, she also drew attention to Item #28 re 2010 Budget.
Councillor King requested the removal of Item 23 stating that it has already been voted on and therefore should not be voted on again.
Councillor Wunderlich requested that #R-223-2010 be removed for reconsideration.

Councillor Kerr raised a Point of Order with regards to Councillor Wunderlich’s and Kings requests quoting Section A 22.8 of the Procedural By-law which states “that any member who voted with the prevailing side may move for reconsideration.” both parties were not on the prevailing side.

Councillor Hoath noted that Item #7 should reflect “West” not East at the “Purple Valley Rd at McIvor”.

#R-232-2010

It was MOVED by W. Lamont, SECONDED by D. Kerr

THAT Item Number 1 Appendix #1, Items #1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12.1, 12.2, 13.1, 13.2, 14, 15.1, 15.2, 15.3, 16.1, 16.2, 16.3, 16.4, 16.5, 16.6, 16.7, 16.8, 16.9, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, and 41 inclusive of attached General Business Resolutions – Schedule A be adopted as shown on the said Schedule A as amended.

Councillor King requested a recorded vote on the motion. Councillor Harron requested the vote be taken in reverse order.

The Deputy Clerk indicated yes in support of the motion and no as opposed to the motion.

Mayor Gilbert declared the motion as CARRIED.

PUBLIC MEETING RE 2010 BUDGET

The Manager of Financial Services presented her power point presentation with regards to the 2010 budget.

Angie Cathrae, Community Emergency Management Coordinator reviewed her report EMC-3-2010.
#R-233-2010

It was **MOVED** by W. Lamont, **SECONDED** by M. Wunderlich and **CARRIED**

**THAT** Council support the budget realignment as requested in report EMC 3-2010.

Council was given the opportunity to pose questions or comments with respect to the Manager of Financial Services presentation and the 2010 budget.

Councillor Vukovic requested permission to read from two letters received from residents regarding the proposed budget and the potential increase to their taxes. There being no objection from Council she proceeded to read the letters.

Councillor Wunderlich requested clarification regarding assessment from the Manager of Financial Services, she informed that if a persons property assessment did not show an increase this year they would have a decrease. She also noted that there is a process whereby residents who show an increase in their assessment but disagree may appeal.

The Mayor then opened the floor to the members of public present in the audience.

Cliff Bilyea congratulated Council regarding the increase in grants for 2010. He raised a concern regarding a one year projection and encouraged Council to consider longer term forecasts.

Jim Turner requested clarification on how the town calculated the estimated revenue of bag tag revenue should they go to a bag tag system. The Manager of Financial Services responded that it is not quantified presently per household and she does expect the number to be low, it is an estimate at this point.

Vivian MacDonald brought forward her concerns regarding the $142,000 allocated to Grey Sauble Conservation Authority and questioned what services the Town receives for that amount. Councillor Wunderlich responded to Ms. MacDonald that the GSCA provides Environment Planning and Water Program Management, including Source Water Protection. Ms. MacDonald noted that it is not a requirement that the Town belong as some of the neighbouring municipalities do not. Councillor Wunderlich indicated that if we were not members we would be paying for all planning approvals and amounts could fluctuate.

Roy Shcofield indicated that the town will actually realize 9.72% percent increase in revenue and pointed out that the municipal levy for the Town is 47 percent higher than Northern Bruce Peninsula and 12.8% higher than Saugeen Shores.

Marilyn Bowman brought forward her concerns re the reserves being depleted while the expenditures are increasing and questioned should there not be a percentage of reserve based on expenditure? The CAO indicated as a matter of good practice your general working capital reserves should be the same as your tax arrears. The Manager of Financial Services agreed that it is good practice to build up reserves so that when grant programs surface and we need to match we are able to utilize them.
Mayor Gilbert noted for clarification that the Town are drawing down on reserves for capital costs so that we can take advantage of stimulus funding.

Ms. Bowman again expressed her concerns that we are lowering the reserves and have not raised taxes to compensate for that. The Manager of Financial Services indicated that by putting money out upfront we will in the long run be saving on interest.

Cliff Bilyea indicated that he felt communications to the public with regards to the various departments, i.e. Building Dept is Self Sufficient would be beneficial for the public.

Jim Turner requested clarification re $60,000 to Wiarton and Sauble Chambers of Commerce- Councillor Kerr responded by indicating that in the past year the Town hired an Events Coordinator. No other areas run a festival like that through the town and as such the Town have decided to give grant money to the Chambers of Commerce for the purposes of hiring a Special Events Coordinator.

The CAO and Mayor Gilbert thanked the Manager of Financial Services and her Department for all their work with respect to the budget as well as Department Heads.

MISCELLANEOUS CORRESPONDENCE AND RECOMMENDATIONS SCHEDULE B

Councillor Kerr requested Item #13 recommendation be pulled for further discussion and amendment to the recommendation.
Councillor Wunderlich reconfirmed his conflicts of interest re Schedule B, Items #1 & 13.
Councillor Lamont noted that in Item #1 it reflected that Councillor King was absent and later had him listed as moving a motion, he also questioned whether there is room in the Council Chambers for another pew.
Councillor Hall requested clarification re Item #8, the Manager of Public Works indicated that the plowing is done by a Town employee with a grader.
Councillor Wunderlich questioned whether we should be sending a letter to the Privacy Commissioner with regard to Item #6. The CAO indicated that she is already in consultation with the OPP with regards to that matter.
Mayor Gilbert noted the increase in the building statistics for the month of April.
Councillor Vukovic requested that the Manager of Public Works investigate further the suggestions in Item #10.

#R-234-2010

It was MOVED by D. Kerr, SECONDED by A. Vukovic and CARRIED

THAT Item Numbers 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 14, 15, 16, 17, and 18 inclusive of attached Miscellaneous Correspondence and Recommendations – Schedule B, are hereby adopted as shown on the said Schedule B.
SCHEDULE B, ITEM #1

Councillor Wunderlich moved away from the Council table prior to discussion of the following two items.

#R-235-2010

It was MOVED by W. Lamont, SECONDED by E. Hall and CARRIED

THAT the following items be returned back as is, Schedule B, Item 1

1. AIRPORT JOINT MUNICIPAL SERVICE BOARD

A copy of the minutes from the Airport Joint Municipal Service Board meeting held on March 18, 2010.

Recommendation: THAT Council adopt the minutes of the Airport Joint Municipal Service Board Meeting held on March 18, 2010.

SCHEDULE B, ITEM 13

Council discussed the recommendation presented as follows:

13. CANADA DAY CELEBRATIONS

An email from Ms. Thomas regarding the proposed plans for Canada Day in Bluewater Park.

Recommendation: THAT Council give permission for the grant in lieu of the rental fees for this year’s Canada Day Festivities and the committee be asked to submit a grant next year.

THAT the Manager of Public Works be asked to work with the organizers regarding the request for barricades and sand.

THAT Council have no objection to the firework display to be held in Bluewater Park provided the requirements of the Fireworks by-law are met and approved by the Fire Chief.

THAT Council permission be granted to allow vendors in the Park on Thursday July 1, 2010.

Subsequent to discussion:

#R-236-2010

It was MOVED by D. Kerr, SECONDED by A. Vukovic and CARRIED
THAT the Canada Day Event be designated as a Community Festival and an event put on by the BIA and a Committee of Council. In addition sand be added to the volleyball court and an open swim be held at the pool during the day.

The item will therefore now read as follows:

13. CANADA DAY CELEBRATIONS

An email from Ms. Thomas regarding the proposed plans for Canada Day in Bluewater Park.

Recommendation: THAT the Canada Day Event be designated as a Community Festival and an event put on by the BIA and a Committee of Council. In addition sand be added to the volleyball court and an open swim be held at the pool during the day.

Councillor Wunderlich returned to the Council table.

FIRST AND SECOND READING OF BY-LAWS #84-2010, #85-2010, #86-2010, #87-2010, #88-2010 and #90-2010

Councillor Hoath requested the removal of By-law 89-2010 as since Committee of the Whole more errors have been noted in it. Council agreed that it be removed and returned to Committee of the Whole June 1, 2010.

#R-237-2010

It was MOVED by W. Lamont, SECONDED by D. Kerr and CARRIED

THAT the following by-laws be read a first and second time:

By-law #84-2010 Being a By-law to Authorize the Mayor and Clerk to Sign a Memorandum of Understanding with the Sauble Beach Chamber of Commerce and South Bruce Peninsula Chamber of Commerce.

By-law #85-2010 Being a By-law to Authorize the Mayor and Clerk to Sign an amendment to service agreement with iCompass Technologies Inc.

By-law #86-2010 Being a By-law to establish that in a newly constructed buildings or substantial renovation (valued greater than $75,000) that water meters be installed where property is serviced by a water system in the Town of South Bruce Peninsula.

By-law #87-2010 Being a By-law to Amend By-law 62-2004, as Amended Being a By-law to regulate a Dynamic Beach Park Commonly Known as North Sauble Beach Park in the Town of South Bruce Peninsula.

By-law #88-2010 Being a By-law to regulate the use of a municipally owned fire hydrants.
By-law #89 Being a By-Law to Provide for the Erection of Stop Signs at Intersections

By-law #90-2010 Being a By-law to Set and Levy the Rates of Taxation for Town, County and School Purposes for the Year 2010.

ALLOW FOR THIRD READING OF THE BY-LAWS

#R-238-2010

It was MOVED by S. Hoath, SECONDED by W. Lamont and CARRIED

THAT Council allow for third reading of by-laws #84-2010, #85-2010, #86-2010, #87-2010, #88-2010, and #90-2010.

ALLOW FOR CONSOLIDATED MOTION FOR THIRD READING OF BY-LAWS

Councillor Wunderlich requested the removal of by-law #81-2010 for separate reading. Councillor Vukovic requested removal of by-laws #81-2010 and #90-2010 for recorded vote in reverse order.

#R-239-2010

It was MOVED by W. Lamont, SECONDED by S. Hoath and CARRIED

THAT a consolidated motion for third reading of the by-laws be considered for #84-2010, #85-2010, #86-2010, #87-2010, and #88-2010.

THIRD READINGS BY-LAW #84-2010, #85-2010, #86-2010, #87-2010, and #88-2010

#R-240-2010

It was MOVED by W. Lamont, SECONDED by S. Hoath and CARRIED

THAT the following by-laws be read a third time and finally passed:

By-law #84-2010 Being a By-law to Authorize the Mayor and Clerk to Sign a Memorandum of Understanding with the Sauble Beach Chamber of Commerce and South Bruce Peninsula Chamber of Commerce.

By-law #85-2010 Being a By-law to Authorize the Mayor and Clerk to Sign an amendment to service agreement with iCompass Technologies Inc.

By-law #86-2010 Being a By-law to establish that in a newly constructed buildings or substantial renovation (valued greater than $75,000) that water meters be installed where property is serviced by a water system in the Town of South Bruce Peninsula.
By-law #87-2010 Being a By-law to Amend By-law 62-2004, as Amended Being a By-law to regulate a Dynamic Beach Park Commonly Known as North Sauble Beach Park in the Town of South Bruce Peninsula.

By-law #88-2010 Being a By-law to regulate the use of a municipally owned fire hydrants.

THIRD READING OF BY-LAW #81-2010

#R-241-2010

It was MOVED by Y. Harron, SECONDED by S. Hoath

THAT by-law #81-2010 being a By-law to Amend By-law Number 79-2009 A By-law to Regulate the Collection, Removal and Disposal of Waste in the Corporation of the Town of South Bruce Peninsula, be read a third time and finally passed.

Councillor Vukovic requested a recorded vote on the motion in reverse order.

The Deputy Clerk indicated yes in support of the motion and no as opposed to the motion.

M. Wunderlich  No
A. Vukovic  No
W. Lamont  Yes
A. King  No
D. Kerr  Yes
S. Hoath  Yes
Y. Harron  Yes
E. Hall  No
G. Gilbert  Yes

Mayor Gilbert declared the motion as CARRIED.

THIRD READING OF BY-LAW #90-2010

#R-242-2010

It was MOVED by Y. Harron, SECONDED by S. Hoath

THAT by-law #90-2010 Being a By-law to Set and Levy the Rates of Taxation for Town, County and School Purposes for the Year 2010, be read a third time and finally passed.

Councillor Vukovic requested a recorded vote on the motion in reverse order.

The Deputy Clerk indicated yes in support of the motion and no as opposed to the motion.
Mayor Gilbert declared the motion as CARRIED.

NEW BUSINESS BY STAFF

ABORIGINAL CONSULTATION MEETING

#R-243-2010

It was MOVED by Y. Harron, SECONDED by M. Wunderlich and CARRIED

THAT the CAO be authorized to invite a Town solicitor to attend the aboriginal consultation meeting with the Mayor, C.A.O, and the Manager of Public Works.

REQUEST RE DELEGATION

#R-244-2010

It was MOVED by A. King, SECONDED by M. Wunderlich and CARRIED

THAT the high school group coming to make a presentation re the Environmental Summit be allowed twenty minutes total and each of the groups be allowed to speak.

NOTICE OF MOTION

Councillor Harron brought forward the notice of motion which will be placed on the upcoming Committee of the Whole meeting:

THAT the staff be asked to bring a report and schedule to Council on how we are going to implement and advertise the bag tag system for September 1.

MPW RE SAUBLE SEWERS

The Manager of Public Works requested the addition of an item re the Sauble Sewers in regards to a flyer that was distributed at the beach on the weekend. On a show of hands Council agreed to the addition to the agenda.
#R-245-2010

It was **MOVED** by M. Wunderlich, **SECONDED** by A. King

**THAT** the following be read and passed:

The Manager of Public Work provided to council a copy of a flyer received at his personal address on May 22, 2010 regarding the Sauble Beach Sanitary Sewer Project. An internet search for “Sauble Sewers” brings up the site referenced in the flyer as the “Sauble Sewer Project Information Website”. This is misleading to the public as it is a private website not associated with the Town of South Bruce Peninsula. The Manager of Public Works requests council authority for a public mailing refuting the “saublesewer.com” website and directing the public to the Town of South Bruce Peninsula official website for project information.

Councillor Vukovic requested a recorded vote on the motion.

The Deputy Clerk indicated yes in support of the motion and no as opposed to the motion.

G. Gilbert        Yes
E. Hall           No
Y. Harron         Yes
S. Hoath          Yes
D. Kerr           Yes
A. King           Yes
W. Lamont         Yes
A. Vukovic        No
M. Wunderlich     Yes

Mayor Gilbert declared the motion as **CARRIED**.

**REPORTS FROM COUNCIL MEMBERS APPOINTED TO EXTERNAL GROUPS INCLUDING REPORTS FROM ANY SPECIAL COMMITTEES APPOINTED BY COUNCIL, COUNTY COUNCIL REPORT BY MAYOR OR ALTERNATE**

Councillor Lamont requested permission for he and Councillor Kerr to attend a recycling seminar that is being put on free of charge. Councillors Hoath and the CAO indicated they would be interested in attending as well.

#R-246-2010

It was **MOVED** by M. Wunderlich, **SECONDED** by and **CARRIED**

**THAT** Councillors Kerr, Lamont and Hoath be permitted to attend the training seminar Stewardship Ontario Conference.
Councillor Kerr questioned whether or not the Public Works Department would be hanging the baskets along the main street as they are now ready at Elliott’s. The MPW responded yes.

**PROCEED INTO CLOSED SESSION**

It was **MOVED** by S. Hoath, **SECONDED** by W. Lamont and **CARRIED**

**THAT** Council proceed into closed session.  

**TIME: 9:45 P.M.**

**RECONVENE INTO OPEN SESSION (PASSED IN CLOSED SESSION)**

It was **MOVED** by W. Lamont, **SECONDED** by S. Hoath and **CARRIED**

**THAT** Council proceed into open session.  

**TIME: 9:55 P.M.**

**RESOLUTION RE AIRPORT NEGOTIATING COMMITTEE**

#R-247-2010

It was **MOVED** by Y. Harron, **SECONDED** by A. King and **CARRIED**

**THAT** a meeting be set up between the Airport Negotiating Committees.

**SAUBLE MEDICAL CLINIC**

#R-248-2010

It was **MOVED** by D. Kerr, **SECONDED** by M. Wunderlich

Whereas the Town of South Bruce Peninsula (herein “the Town”) has been requested to guarantee a loan for $1.1 Million (herein “the Town’s Guarantee”) to the Sauble Area Medical Clinic Incorporated (herein referred to as “the Clinic”) by the TD Bank, the said loan to be secured for the TD Bank by a first mortgage on the Clinic property at Part Lot 25, Concession D, former Township of Amabel, County of Bruce;

And whereas the Town is agreeable to doing so, based on the following conditions:

BE IT hereby resolved:

The Town’s conditions relating to its guarantee of the loan for $1.1 Million to the Clinic are as follows:

1. Before the Town’s Guarantee shall take effect:
   
   (a) The Clinic shall provide to the Town on its Clinic property a second collateral mortgage in a form acceptable to the Town in order to secure the Town’s Guarantee (herein “the Town’s collateral mortgage”), said Town’s collateral mortgage to secure all indebtedness
to the TD Bank covered by the Town’s Guarantee, and to provide the Town with all matters herein set out.

(b) The TD Bank and the Clinic shall agree in writing with the Town (herein the “Town/Clinic Collateral Agreement”) that before the TD Bank takes any steps to enforce the terms of its mortgage/charge from the Clinic, the TD Bank shall inform the Town of its intention to do so, and shall upon payment to the TD Bank by the Town of the total indebtedness of the Clinic to the TD Bank (which shall be limited to the amount of the loan by the TD Bank to the Clinic plus accrued interest to the date of the payment by the Town to the TD Bank of the amount guaranteed by the Town and the simultaneous delivery to the Town by the TD Bank of the valid assignment of the TD Bank mortgage), the TD Bank shall forthwith validly assign to the Town all its security documents relating to the $1.1 Million mortgage/charge from the Clinic, including a valid assignment of the mortgage/charge from the Clinic to the TD Bank.

(c) The Clinic shall agree in writing in the Town/Clinic Collateral Agreement with the Town, and shall acquire the agreement of the TD Bank to the same agreement, that the Town’s Guarantee shall be forthwith terminated and cease to have any effect if the Clinic becomes a “commercial enterprise” referred to in section 106 of the Municipal Act, 2001 as attached, and the Clinic and the TD Bank shall further agree in writing that, without limiting the meaning of the term, the Clinic will become a “commercial enterprise” if at any time its charitable status ceases to be recognized by the Canadian Revenue Agency, or the property ceases to be used for any purpose other than a medical clinic and related uses, or for municipal purposes.

(d) The TD Bank and the Clinic shall agree in writing in the Town/Clinic Collateral Agreement with the Town that the Town shall under no circumstances be liable to the TD Bank pursuant to its Guarantee or otherwise for any amount in excess of $1.1 Million Dollars plus accrued interest on that amount to the date of payment pursuant to its Guarantee by the Town to the TD Bank.

(e) The collateral second mortgage/charge to be provided by the Clinic to the Town shall include in its terms;

i. A clause providing that all monies referred to therein shall forthwith become due and payable to the Town upon any default by the Clinic in complying with its mortgage/charge to the TD Bank to which the Town’s Guarantee applies, upon payment by the Town of the amounts owing by the Clinic to the TD Bank as a result of said default, and

ii. A clause providing that upon payment by the Town to the TD Bank of any monies owing by the Clinic to the TD Bank due to the provisions in the TD Bank mortgage or loan agreement with the Clinic, the Clinic shall forthwith convey the Clinic Property to the Town free and clear of all encumbrances, failing which the Town may acquire the ownership of the Clinic Property by all legal means, including court action, foreclosure or other proceedings pursuant to its Collateral mortgage.

(f) The TD Bank shall agree in writing in the Town/Clinic Collateral Agreement with the Town and the Clinic that nothing contained in any agreement between the Clinic and the
TD Bank, including without limitation any Credit Facility Agreement, mortgage/charge, or any other agreement or promissory note shall alter or amend or add to or detract from the Town/Clinic Collateral Agreement between the Town and the Clinic and which agreement includes any of the terms hereinbefore referred to.

2. The Town solicitor shall provide a copy of this Resolution to the Clinic and the TD Bank and enforce compliance with the same.

Councillor King requested a recorded vote on the motion.

The Deputy Clerk indicated yes in support of the motion and no as opposed to the motion.

G. Gilbert No
E. Hall Yes
Y. Harron No
S. Hoath Yes
D. Kerr Yes
A. King No
W. Lamont Yes
A. Vukovic Yes
M. Wunderlich Yes

The Mayor declared the motion as CARRIED.

CONFIRMATORY BY-LAW

#R-249-2010

It was MOVED by S. Hoath, SECONDED by Y. Harron and CARRIED

THAT By-law #91-2010 Being a By-law to confirm the proceedings of the Council of the Corporation of the Town of South Bruce Peninsula be read a first, second and third time and finally passed.

ADJOURN

It was MOVED by M. Wunderlich, SECONDED by W. Lamont and CARRIED

THAT the meeting adjourn.

TIME: 9:58 P.M.

________________________
MAYOR

________________________
CLERK
GENERAL BUSINESS RESOLUTIONS
SCHEDULE A

1. COMMITTEE OF THE WHOLE – May 18, 2010

THAT the Minutes of the Committee of the Whole Meeting, May 18, 2010 be adopted as received and form Appendix #1, to Schedule A.
May 18, 2010
COMMITTEE OF THE WHOLE
MEETING MINUTES

The Committee of the Whole of Council met on Tuesday, May 18, 2010 at 9:00 a.m. All members were present, except Art King who arrived later in the meeting. Mayor Gilbert chaired the meeting.

1. CALL TO ORDER

Mayor Gilbert called the meeting to order at 9:04 a.m.

2. PUBLIC NOTICE

Mayor Gilbert read the public notices re:
- Consideration of 2010 Budget and Tax Levy By-law
- Special Meeting May 25, 2010
- RFP – Use of a 1998 Ford E350 14 Passenger Bus

3. DECLARATION OF PECUNIARY INTEREST

Councillor Hoath declared a pecuniary interest re Cheque #24379 in the amount of $40.64 as he has a family member employed by the business.
Councillor Wunderlich declared a pecuniary interest re Cheques #24342 and #24400 in the amounts of $183.75 and $6708.97 payable to Greenfield and Barrie as his firm is in litigation with that firm.

4. M.L.E.O 10-2010 SMOKE FREE SPORT AND RECREATION SPACES

Subsequent to discussion, Committee recommended as follows:

#COW-267-2010

It was MOVED by M. Wunderlich, SECONDED by D. Kerr and CARRIED

Recommendation: THAT the Town not proceed with the by-law with regards to smoking on public beaches.

During discussion Committee agreed that the second part of the recommendation, “AND THAT the by-law be implemented for recreational sporting events and fields” be tabled until further information could be brought back by staff.
5. STOP SIGN BY-LAW

There was brief discussion regarding the stop sign by-law, the item will be discussed later in the meeting.

6. SCRAP YARD 402 MCNAUGHTON STREET WIARTON

Subsequent to discussion, Committee recommended as follows:

#COW-268-2010

It was MOVED by W. Lamont, SECONDED by M. Wunderlich and CARRIED

Recommendation: THAT Council note the contents.

7. STOP SIGN BY-LAW

During discussion it was noted that “Purple Valley Rd at McIvor” should be West and “Coveney’s Rd at Wrights Crescent” should be North. Subsequent to discussion, Committee recommended as follows:

#COW-269-2010

It was MOVED by M. Wunderlich, SECONDED by S. Hoath and CARRIED

Recommendation: THAT the Stop Sign By-law be forwarded to upcoming Council meeting for consideration as amended.

8. CAO 41-2010 REQUEST TO SIT ON EXERCISE BALLS

#COW-270-2010

It was MOVED by S. Hoath, SECONDED by M. Wunderlich and CARRIED

Recommendation: THAT the Council allow a three month pilot trial period to allow staff to try appropriately sized exercise balls.

AND THAT the individual staff member is responsible for the purchase of their own appropriately sized balls at this time.

AND FURTHER THAT the individual staff member wishing to use a ball practice at home until they feel comfortable and confident in its use prior to using at work.

9. REPORT OF STRATFORD OSUM CONFERENCE BY COUNCILLOR KERR

Subsequent to discussion, Committee recommended as follows:
#COW-271-2010

It was **MOVED** by W. Lamont, **SECONDED** by Y. Harron and **CARRIED**

**Recommendation:** THAT Council note the contents.

10. REPORT OF STRATFORD OSUM CONFERENCE BY COUNCILLOR HOATH

Subsequent to discussion, Committee recommended as follows:

#COW-272-2010

It was **MOVED** by W. Lamont, **SECONDED** by Y. Harron and **CARRIED**

**Recommendation:** THAT Council note the contents.

11. DRINKING WATER SOURCE PROTECTION COMMITTEE

Chairman Mike Traynor, Cathy Hughes, the Town’s representative, Steacy den Haan and Don Smith Project Manager were in attendance to make a presentation to Council with regards to Drinking Water Source Protection. Ms. den Haan began the presentation by talking about the purpose of the Clean Water Act, and giving an overview of the Source Protection timetable. The presentation outlined the Assessment Report -Tasks for Drinking Water Systems which included identifying the municipal drinking water systems, assessing vulnerability and, identifying threats and issues associated with same. Mr. Smith reviewed the Town of South Bruce Peninsula specific aquifer maps and reviewed the Town of South Bruce Peninsula Drinking Water Systems Summary of Potential Significant Threats. He provided a list of public meetings, one of which is being held at the Amabel Sauble School on May 29, 2010 from 10:00 to noon and 1:00- pm to 3:00 pm.

During discussion a question of whether or not the Minister would be providing funding for enforcement was brought forward. Mr. Smith responded that he feels that enforcement is still several years away. Mayor Gilbert thanked the representatives for their presentation.

Adjourn for Break TIME 10:15 a.m.
Reconvene from Break TIME 10:20 a.m.

12. BRIAN KNOX RE WEST RD UPDATE, BIKE LANE AND WASTE DISPOSAL

12.1 BIKE LANE PROPOSAL

Mr. Knox was in attendance to make a presentation to Committee regarding the request to modify the ISF application to realign the project for a cycle corridor as they would be unable to complete the West Road by the March 2011 deadline. He reviewed the plans for the proposed Lake Huron Shoreline Cycle Corridor project which includes a combination of different actions on County owned roads and designations on Town owned roads. He then reviewed the extent of
the work proposed for the various roads. Kim McFedderan, Bruce County Tourism, was in the audience and spoke re the increase of interest in cycling routes. The Town of South Bruce Peninsula currently has two routes that are included in the new Bruce County Cycling Routes pamphlet. She also noted that the MTO is looking at the possibility of including bike lanes in new policy development.

Mr. Knox expressed his desire to take back Committee’s support for the County initiative from Southampton to Oliphant. Mr. Knox informed Council that the County has allocated funds in their budget for signage of the both County and municipal roads.

#R-221-2010

It was MOVED by M. Wunderlich, SECONDED by Y. Harron and CARRIED

Recommendation: THAT Council supports the County initiative re the proposed cycle corridor on Bruce Road 13 and on local roads between Southampton and Oliphant.

Councillor Kerr left the meeting room to attend an appointment. TIME: 10:57 a.m.

12.2 WASTE MANAGEMENT

Mr. Knox briefly discussed Waste Management and the cost of same. He presented a table based on the site life of the 2008 reports for landfills located in Bruce County. He recommended that it would be valuable to consider a Waste Management Plan and indicated that some of our neighbours have very strong programs. Mayor Gilbert thanked Mr. Knox for attending.

Councillor King arrived at the meeting. TIME 11:05 a.m.

13. SHANE SARGANT –SAUBLE CHAMBER OF COMMERCE 24 WEEKS OF SUMMER

Mr. Sargant gave an overview of the proposed plans for the 24 weeks of summer. He reviewed some of the grants that have been received to date. He then went through his recommendations with Committee:

During discussion the following two recommendations were pulled out for further discussion and information to be brought back by staff members:

THAT Council allows the Sauble Chamber of Commerce to apply to Nuclear Waste management funding to install permanent power on Sauble Beach Approximate cost is $4000.00.

THAT Council cover all the events under the Town insurance.

The CAO indicated that in order to allow some of the recommendations Council would need to pass a by-law exempting the events and their program line-ups from the dynamic beach by-law.
13.1 WAIVE THE DYNAMIC BEACH BY-LAW

Subsequent to discussion, the following resolution was passed.

#R-222-2010

It was MOVED by M. Wunderlich, SECONDED by A. King and CARRIED

THAT Council waive the Dynamic Beach By-law for all the events listed in area specified in Report Co 02-10 by Special Events Co-ordinator and the necessary by-law be placed on the upcoming meeting.

Councillor Wunderlich requested a recorded vote on the motion.

The Deputy Clerk indicated yes in support of the motion and no as opposed.

G. Gilbert    Yes
E. Hall       No
Y. Harron     Yes
S. Hoath      Yes
D. Kerr       Absent
A. King       Yes
W. Lamont     Yes
A. Vukovic    No
M. Wunderlich Yes

Mayor Gilbert declared the motion as CARRIED

Councillor Vukovic left the meeting.  TIME 11:35 a.m.

13.2 24 WEEKS OF SUMMER

#COW-273-2010

It was MOVED by M. Wunderlich, SECONDED by A. King and CARRIED

Councillor Wunderlich requested a recorded vote in reverse order on the recommendation.

The Deputy Clerk indicated yes in support of the motion and no as opposed.

G. Gilbert    Yes
E. Hall       No
Y. Harron    Yes
S. Hoath     Yes
D. Kerr      Absent
A. King      Yes
W. Lamont    Yes
A. Vukovic   Absent
M. Wunderlich Yes

Mayor Gilbert declared the motion as **CARRIED**

It was **MOVED** by M. Wunderlich, **SECONDED** by A. King

**Recommendation:**  THAT Council agrees to allow the Sauble Beach Chamber of Commerce to apply for a Special occasion permit under the Community festival designation for its events as specified in Co-02-10.

**THAT** Council agrees to close a portion of Lakeshore Blvd from Main Street to the entrance of the Municipal parking lot beside Mars Cosmic Fries Tuesday nights from July 6 to August 31 from 6:00 pm until 10:00 pm each night for a 50’s 60’s street dance.

**THAT** Council considers the partnership, on recommendation from the Public Works Manager, with the works department to assist and supply with event infrastructure needs.

**THAT** Council give permission to host fireworks at Sauble Beach on July 1st with proper process being followed.

**THAT** Council allow in partnership with the local Fire Department to have smores and spider dog cooking in certified steel portable fire pits during Sandfest Saturday August 7th. This event will be supervised by the Local Fire Department and sponsored by the Family Channel if the by-law is passed.

**THAT** Council considers having a 40 foot by 100 foot tent on the Beach during Sandfest and Lobster and Laughs Event.

**14.  WIARTON RODEO – WAYNE MCFADDEN**

The Chief Building Official addressed Committee regarding the proposed rodeo August 27, 28, and 29. He informed them that the Bruce County Planning Department does not support the proposed site which is adjacent to the OPP Station as it is zoned Commercial/Industrial. He noted that the property is currently being used as pasture for cows.

Subsequent to discussion, Committee recommended as follows:

**#COW-274-2010**

It was **MOVED** by A. King, **SECONDED** by M. Wunderlich and **CARRIED**
Recommendation: THAT Council support the festival and the application for a temporary use permit for the property adjacent to the Wiarton OPP station.

THAT permission be granted to allow the Town garbage truck to be on site.

AND THAT the Committee be allowed to borrow snow fencing from the Town if available.

AND FURTHER THAT permission be granted to use a town-owned ½ ton truck with a small trailer.

AND FURTHER THAT Council support the community festival designation for the event.

AND FURTHER THAT Council allow the Committee to meet free of charge at Town Hall when needed.

Adjourn for lunch. Time: 12:15 p.m.
Reconvene from lunch. Time: 1:05 p.m.

Councillor Kerr returned over the lunch break.

15. EDO-07-10

Councillor Hall was absent at the beginning of this item.

15.1 JOINT CHAMBER GRANT – SPECIAL EVENT COORDINATOR

Subsequent to discussion, Committee recommended as follows:

#COW-275-2010

It was MOVED by D. Kerr, SECONDED by M. Wunderlich and CARRIED

Recommendation: THAT the Memorandum of Understanding (MOU) between the Sauble Chamber of Commerce, the South Bruce Peninsula Chamber of Commerce and the Town be accepted by Council as an addendum to the grant to same.

AND THAT the signatory by-law for the Joint Chamber Memorandum of Understanding be considered at the next Council meeting.

15.2 FEO ECONOMIC IMPACT STUDY

Subsequent to discussion, Committee recommended as follows:

#COW-276-2010
It was **MOVED** by W. Lamont, **SECONDED** by S. Hoath and **CARRIED**

**Recommendation:** THAT Council note the content of this report.

15.3 **BIKE LANES ON HIGHWAY #6**

On a show of hands Committee agreed to have further discussion regarding bike lanes on Highway 6.

Councillor Hall returned to the meeting room during discussion of this item. **TIME 1:10 p.m.**

Subsequent to discussion, Committee recommended as follows:

**#COW-277-2010**

It was **MOVED** by M. Wunderlich, **SECONDED** by D. Kerr and **CARRIED**

**Recommendation:** THAT Council send a letter of support for bike lanes on Highway #6 to MPP, Bill Murdoch.

16. **PUBLIC WORKS REPORT PW 15-2010**

16.1 **WATER METERS**

Subsequent to discussion, Committee recommended as follows:

**#COW-278-2010**

It was **MOVED** by W. Lamont, **SECONDED** by A. King and **CARRIED**

**Recommendation:** THAT Council support the phased in approach to water meters.

**AND FURTHER THAT** Council consider the attached By-law to require constructors of new or substantial renovations (over $75,000) of buildings on water systems to install a water meter as amended.

16.2 **WATER METER REQUEST FOR PROPOSALS**

Subsequent to discussion, Committee recommended as follows:

**#COW-279-2010**

It was **MOVED** by Y. Harron, **SECONDED** by W. Lamont and **CARRIED**

**Recommendation:** THAT Council authorize the Manager of Public Works to proceed to advertise a Request for Proposal for the implementation of water meters for half of the
serviced area in Wiarton.

### 16.3 ATV TRAIL HEAD/ROWE

Subsequent to discussion, Committee recommended as follows:

**#COW-280-2010**

It was MOVED by Y. Harron, SECONDED by A. King and CARRIED

**Recommendation:** THAT Council note the matter is Closed.

### 16.4 YELLOW BIKE PROGRAM UPDATE

Subsequent to discussion, Committee recommended as follows:

**#COW-281-2010**

It was MOVED by M. Wunderlich, SECONDED by S. Hoath and CARRIED

**Recommendation:** THAT Council approve the Yellow Bike Program Release of Liability Waiver.

### 16.5 OCWA CAPITAL REQUEST FOR 2010

Subsequent to discussion, Committee recommended as follows:

**#COW-282-2010**

It was MOVED by S. Hoath, SECONDED by D. Kerr and CARRIED

**Recommendation:** THAT Council approve the following capital works to be completed in 2010 for the sewer and water systems as amended:

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
<th>Details</th>
</tr>
</thead>
<tbody>
<tr>
<td>Rotork Valves</td>
<td>$10,000</td>
<td>Complete servicing and inspection of all Rotork valves (18) should be done to determine the life expectancy. Analysis should be completed to determine the future frequency for rebuilding or replacement.</td>
</tr>
<tr>
<td>UV Units</td>
<td>$2,800</td>
<td>Full service of the UV system should be done to ensure that all parts of the system are working effectively. Complete assessment should include wiper and motor assembly, lamps Ballasts, and control panel.</td>
</tr>
<tr>
<td>Valve at WTP</td>
<td>$5,000</td>
<td>Isolation valve installation is needed for back flow preventer at WTP in order to be able to isolate back flow preventer for</td>
</tr>
</tbody>
</table>
repair and maintenance.

<table>
<thead>
<tr>
<th>SCADA Upgrades</th>
<th>$34,509</th>
</tr>
</thead>
<tbody>
<tr>
<td>Upgrade Analog card for PLC1 and programming, supply and install computer work station and upgrade HMI with wonderware to meet and exceed the MOE reporting requirements, supply and install one operator interface for PLC2 filter gallery with a 12&quot; colour screen to replace the malfunctioning one that is there. This should be done ASAP as there is a possibility of this SCADA unit shutting down and then we won't be able to produce water at all.</td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Metered Hydrant Adapter</th>
<th>$2,500</th>
</tr>
</thead>
<tbody>
<tr>
<td>This equipment is required to accurately charge Water Haulers for the amount of water sold to them. At present the Haulers operate on the honour system and operate the hydrant. This practice puts the water distribution at risk of contamination and is being stopped.</td>
<td></td>
</tr>
</tbody>
</table>

Wiarton Sewage Pumping Station (at the Arena)

<table>
<thead>
<tr>
<th>Filter Innovations scrubber unit model FII-DBS-200-HDPE-PF</th>
<th>$8,980.00</th>
</tr>
</thead>
<tbody>
<tr>
<td>To correct an odour problem associated with this pumping station.</td>
<td></td>
</tr>
</tbody>
</table>

Oliphant Water Treatment Plant

<table>
<thead>
<tr>
<th>SCADA programming</th>
<th>$52,000</th>
</tr>
</thead>
<tbody>
<tr>
<td>This has been split into two phases. Phase 1 Supply and install computer work station with a new HMI (InTouch), Phase 2 replace existing controller (new PLC). With Both Phases complete this will ensure Data collection and reporting that meets and exceeds future MOE regulated reporting requirements. <strong>This price does not include the Rockwell OEM software price for this software licence is $6825 plus taxes</strong> but could be used to support the other sites that currently uses Rockwell.</td>
<td></td>
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</tbody>
</table>

<table>
<thead>
<tr>
<th>Diffuser head</th>
<th>$1,000</th>
</tr>
</thead>
<tbody>
<tr>
<td>Diffuser head for flushing hydrants with adapter for dechlorinating pucks</td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>curbstop locator</th>
<th>$1,200</th>
</tr>
</thead>
<tbody>
<tr>
<td>The current metal detector is not very accurate; there is a need for a better unit</td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>UVT Analyzers</th>
<th>$1,000</th>
</tr>
</thead>
<tbody>
<tr>
<td>Need two more portable units as they require lengthy warm up times after they have been unplugged.</td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Chemical wash</th>
<th>$1,000</th>
</tr>
</thead>
<tbody>
<tr>
<td>Safety items are needed for alkali wash, suits, filters for mask, chemical gloves, fall arrest harness</td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>pH Analyser</th>
<th>$800</th>
</tr>
</thead>
<tbody>
<tr>
<td>Portable unit for pH adjustment unit is needed to measure pH after alkali wash is completed.</td>
<td></td>
</tr>
</tbody>
</table>
### 16.6 FIRE HYDRANT REGULATION

Subsequent to discussion, Committee recommended as follows:

**#COW-283-2010**

It was **MOVED** by M. Wunderlich, **SECONDED** by Y. Harron and **CARRIED**

**Recommendation:** THAT Council implement a By-law to regulate the use of municipally owned fire hydrants.

### 16.7 SMOKE FREE PLAYGROUND SIGNS

The Manager of Public Works indicated that he had spoken with Jason Weppler at the Health Unit and that they do have some signs available. He requested ten but was not guaranteed to receive that many.

### 16.8 AMABEL SAUBLE WATER SYSTEM

The Manager of Public Works gave a brief overview of events of the previous day with regard to a fire call and a situation regarding the hydrants in that location. He indicated that he has been in touch with the contractor that installed the hydrants and that they will be contacting OCWA at their expense, which he requested be put in writing, to have the issues rectified as soon as possible.

### 16.9 CONSULTATION WITH NATIVE COMMUNITIES

Phil Dwyer informed Council that there are five neighbouring aboriginal groups that the Town should be consulting with, the Métis in Southampton, Owen Sound, Ottawa, Saugeen First Nations and the Chippewas of Nawash. He explained that the most expedient way to get consultation is for the Mayor to contact the identified people of the communities. The Manager of Public Works indicated that he has prepared letters for the Mayor to sign.

Subsequent to discussion, Committee recommended as follows:

**#COW-284-2010**

It was **MOVED** by W. Lamont, **SECONDED** by A. King and **CARRIED**

**THAT** the Mayor sign the letters as prepared by the Manager of Public Works and a copy of same be provided to Council.
17. **CAO 42-2010 NUCLEAR WASTE MANAGEMENT ORGANIZATION**

Subsequent to discussion, Committee recommended as follows:

#COW-285-2010

It was **MOVED** by M. Wunderlich, **SECONDED** by A. King and **CARRIED**

**Recommendation:** THAT a letter be sent to the organization thanking them for last year’s grant.

AND THAT the Council identifies the following as possible projects they would like to see considered for 2010:

- Phragmites Control/Education Board
- Three section recycle containers for Wiarton and Sauble (6)
- Arena Renovations
- Adult Playground/Fitness Equipment
- Bike Racks
- Dog Park
- Poop and Scoops for all the Parks
- 10 Basketball Nets for various locations in the municipality

AND THAT the Deputy Clerk be directed to telephone Kevin Orr with Committee suggestions prior to the recommendation be adopted at the upcoming Council meeting.

18. **SIGNATORY BY-LAW RE ICOMPASS**

Subsequent to discussion, Committee recommended as follows:

#COW-286-2010

It was **MOVED** by W. Lamont, **SECONDED** by E. Hall and **CARRIED**

**Recommendation:** THAT the by-law be placed on the upcoming Council meeting for consideration.

19. **SIGNATORY RE DOCK LEASE**

Subsequent to discussion, Committee recommended as follows:

#COW-287-2010

It was **MOVED** by A. King, **SECONDED** by S. Hoath and **CARRIED**

**Recommendation:** THAT the CAO be directed to provide further information at the next
Committee of the Whole meeting.

20. BELL CANADA PROPOSAL

Subsequent to discussion, Committee recommended as follows:

#COW-288-2010

It was MOVED by D. Kerr, SECONDED by Y. Harron

Recommendation: THAT Council send a letter from the Town in support of Bell Aliant with their program of bringing high-speed internet to areas of our municipality.

Councillor King requested a recorded vote on the motion

The Deputy Clerk indicated yes in support of the motion and no as opposed.

G. Gilbert No
E. Hall No
Y. Harron Yes
S. Hoath Yes
D. Kerr Yes
A. King No
W. Lamont Yes
A. Vukovic Absent
M. Wunderlich No

Mayor Gilbert declared the recommendation as DEFEATED

Subsequent to further discussion, Committee recommended as follows:

It was MOVED by M. Wunderlich, SECONDED by Y. Harron and CARRIED

Recommendation: THAT the letter be forwarded to the County for comment.

21. NOTICE OF MOTION – VUKOVIC RE JOB DESCRIPTIONS

That the item be referred until Councillor Vukovic is present.

22. CONTINUANCE OF THE SALE OF BEAR PROOF DUMPSTERS, AND THE DELIVERY OF SAME

Councillor Lamont indicated that he would no longer be delivering the bear proof dumpsters. From now on residents that purchase one will be asked to pick it up at Town Hall.
23. **NOTICE OF MOTION RE CENSURING OF COUNCILLOR KING**

#R-223-2010

Councillor Wunderlich left the meeting room prior to the vote being taken on this item.

It was **MOVED** by D. Kerr, **SECONDED** by S. Hoath

**THAT** Councillor King is censured for a consistent pattern of inflating his mileage expense sheets and that $401.30 is withheld from his salary until said amount is repaid.

Councillor King requested a recorded vote on the motion. Councillor Harron requested the vote be taken in reverse order.

The Deputy Clerk indicated yes in support of the motion and no as opposed.

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<tbody>
<tr>
<td>M. Wunderlich</td>
<td>Absent</td>
</tr>
<tr>
<td>A. Vukovic</td>
<td>Absent</td>
</tr>
<tr>
<td>W. Lamont</td>
<td>Yes</td>
</tr>
<tr>
<td>A. King</td>
<td>No</td>
</tr>
<tr>
<td>D. Kerr</td>
<td>Yes</td>
</tr>
<tr>
<td>S. Hoath</td>
<td>Yes</td>
</tr>
<tr>
<td>Y. Harron</td>
<td>Yes</td>
</tr>
<tr>
<td>E. Hall</td>
<td>No</td>
</tr>
<tr>
<td>G. Gilbert</td>
<td>No</td>
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</tbody>
</table>

Mayor Gilbert declared the motion as **CARRIED**

Councillor Wunderlich returned to the meeting room.

24. **YOUTH FOCUS GRANT/COUNCILLOR HOATH**

Councillor Hoath spoke to Committee regarding the revenue that was previously taken in by the Youth Committee now being taken in by the Town which means that the Youth Committee are seeing a reduced amount of budget. During discussion, Councillor Wunderlich indicated that this has been a long standing Committee for the past ten years.

Subsequent to discussion, Committee passed the following resolution:

#COW-289-2010

It was **MOVED** by Y. Harron, **SECONDED** by S. Hoath and **CARRIED**

**THAT** Council agrees to pay the $3520.00 for this year and next year the Committee be asked to submit a grant application.
25. **SCHEDULE B, ITEM #4 – YOUTH FRIENDLY CHALLENGE**

Subsequent to discussion, Committee recommended as follows:

#COW-290-2010

It was **MOVED** by E. Hall, **SECONDED** by Y. Harron and **CARRIED**

**Recommendation:** THAT the item be referred to the new Recreation Programmer.

26. **SCHEDULE B, ITEM #6 – CLASSIC CAR SHOW/SAUBLE SUNSET CRUISERS**

Subsequent to discussion, Committee recommended as follows:

#COW-291-2010

It was **MOVED** by M. Wunderlich, **SECONDED** by W. Lamont and **CARRIED**

**Recommendation:** THAT permissions as requested be granted and that the Public Works Department and the M.L.E.O. be asked to work with the organizers.

27. **RODEO INSURANCE**

The CAO read from an opinion received from the Town insurance Company. The email stated that because the Rodeo is not a Committee of Council they are not, and cannot be covered by the Town’s insurance.

28. **2010 BUDGET**

Committee noted that the Public meeting is scheduled for May 25, 2010 and that there is a two percent tax rate increase over last year.

29. **SOURCE WATER PROTECTION**

Subsequent to discussion, Committee recommended as follows:

It was **MOVED** by M. Wunderlich, **SECONDED** by Y. Harron and **DEFEATED**

**THAT** the Town of South Bruce Peninsula note and file the Draft Proposed Assessment from Drinking Water Source Protection.

**AND THAT** the Town of South Bruce Peninsula do not participate in enforcement due to lack of Provincial sustainable funding.
30.  RECONSIDERATION OF SIDEWALK CLEARING

#COW-292-2010

It was MOVED by W. Lamont, SECONDED by S. Hoath and CARRIED

Subsequent to discussion, Committee recommended as follows:

That Council re-consider the $10,000.00 for sidewalk clearing at Sauble Beach.

It was noted the item was put back in the 2010 budget at the May 3 budget meeting for which minutes had not been formally adopted at this time.

31.  FS 20-2010

#COW-293-2010

It was MOVED by W. Lamont, SECONDED by M. Wunderlich and CARRIED

Recommendation:  THAT the by-law to set and levy the rates of taxation be placed on the upcoming Council meeting for consideration as amended.

32.  FS 21-2010

Subsequent to discussion, Committee recommended as follows:

#COW-294-2010

It was MOVED by Y. Harron, SECONDED by S. Hoath and CARRIED

Recommendation:  THAT the Hepworth Shallow Lake Legion apply the $5000.00 to the flag poles and base instead of the lights as previously approved.

33.  PAYMENT OF ACCOUNTS

Subsequent to discussion, Committee passed the following resolution:

#R-224-2010

It was MOVED by W. Lamont, SECONDED by E. Hall and CARRIED

THAT Vendor Cheques 24319 to 24425 totaling $626, 563.66 exclusive of Cheques #24379, 24342, and 24400 totaling $40.64, $183.75 and $6708.97 as shown in the attached listing of accounts, be paid.
Councillors Wunderlich and Hoath reconfirmed their conflict and moved away from the table prior to any discussion on the following.

34. CHEQUE #24379, #24342 and #24400

Subsequent to discussion, Committee passed the following resolution:

#R-225-2010

It was MOVED by W. Lamont, SECONDED by E. Hall and CARRIED

THAT Cheque #24379 in the amount of $40.64, Cheque #24342 in the amount of $183.75 and Cheque # 24400 in the amount of $6708.87 be paid.

Councillors Wunderlich and Hoath returned to the table.

35. CHAMBERS RE INSURANCE

The C.A.O. read from an email from the Town’s insurance Company regarding insurance coverage for the Chambers of Commerce, the email stated that because the Chambers of Commerce are not Committee’s of Council they are not, and cannot be covered by the Town’s insurance.

36. EXTEND CURFEW

#R-226-2010

It was MOVED by Y. Harron, SECONDED by M. Wunderlich and CARRIED

THAT the meeting be extended until 5:00 p.m.

37. SPECIAL TIME FOR CLOSED SESSION MAY 25, 2010

#R-227-2010

It was MOVED by Y. Harron, SECONDED by D. Kerr and CARRIED

THAT Council hold their Closed Session on May 25, 2010 at 6:00 p.m.

38. AUTHORIZE CLOSED SESSION (AS WRITTEN)

#R-228-2010

It was MOVED by Y. Harron, SECONDED by M. Wunderlich and CARRIED
THAT the Council of the Town of South Bruce Peninsula be authorized to proceed into “Closed Session: on May 18, 2010 in order to address a matter pertaining to:

- Personal matters about an identifiable individual, including municipal or local board employee. (Recreation Programmer)
- The receiving of advice that is subject to solicitor/client privilege, including communications necessary for that purpose (CAO RFP; Sauble Medical Clinic/Guarantee Loan)
- Litigation or potential litigation, including matters before administrative tribunals affecting the municipality or local board (Fire Agreement)

39. PROCEED INTO CLOSED SESSION

It was MOVED by Y. Harron, SECONDED by M. Wunderlich and CARRIED

THAT Council proceed into closed session. TIME: 4:30 P.M.

40. RECONVENE INTO OPEN SESSION (PASSED IN CLOSED SESSION)

It was MOVED by W. Lamont, SECONDED by Y. Harron and CARRIED

THAT Council proceed into open session. TIME: 4:50 PM

41. ADJOURN MEETING

It was MOVED by M. Wunderlich, SECONDED by Y. Harron and CARRIED

THAT the Committee meeting adjourn. TIME 4:54 P.M.
2. AIRPORT JOINT MUNICIPAL SERVICE BOARD

A copy of the minutes from the Special Airport Joint Municipal Service Board meeting held on March 29, 2010.

Recommendation: THAT Council adopt the minutes of the Special Airport Joint Municipal Service Board Meeting held on March 29, 2010.

3. MUNICIPAL HERITAGE COMMITTEE

A copy of the minutes from the Municipal Heritage Committee meeting held on April 9, 2010.

Recommendation: THAT Council adopt the minutes of the Municipal Heritage Committee meeting held on April 9, 2010.

4. ONTARIO FAMILY FISHING WEEKEND

A copy of a Notice from the Ontario Family Fishing Weekend Steering Committee notifying of the extension of the Family Fishing Weekend into a nine day event running from July 3, 2010 to July 11, 2010.

Recommendation: THAT Council note the contents.

5. MNR POLICIES AND PROCEDURES FOR CA PLAN REVIEW AND PERMITTING ACTIVITIES

A copy of a letter from the GSCA requesting Council to support an early release of the new chapter in the Policies and Procedures Manual relating to CA Plan Review and Permitting activities.

Recommendation: THAT Council support the early release as requested by GSCA.

6. REQUEST TO INVESTIGATE BREACH OF CONFIDENTIALITY

A copy of a letter from the Ombudsman notifying the municipality that they do not have the authority to investigate complaints about municipal breaches of confidentiality.

Recommendation: THAT Council note the contents.
7. BUILDING STATISTICS

A copy of the building statistics for the month of April and the year to date statistics for 2009 and 2010.

Recommendation: THAT Council note the contents.

8. STUNT DRIVING SNOW PLOW WITH NO MORALS ON LILAC LANE/BODNARUK

A copy of an email from Mr. Bodnaruk expressing his concerns regarding the plowing of Lilac Lane.

Recommendation: THAT the letter be referred to the Manager of Public Works has received the letter and will respond to the writer.

9. FIRE STATISTICS


Recommendation: THAT Council note the contents.

10. REUSE AND RECYCLE/VARLEY

A copy of an email from Ms. Varley questioning why the Town charges for brush and providing comments re garbage bag tags.

Recommendation: THAT the letter be referred to the Manager of Public Works and he be asked to respond to the writer.

11. BY-LAW #81-2010/STEFFLER

A copy of a letter from Mr. and Mrs. Steffler expressing concerns over the proposed by-law.

Recommendation: THAT Council note the contents as the letter is being placed here to put it on the public record.

AND THAT the Manager of Public Works be asked to respond.

12. ECONOMIC DEVELOPMENT COMMITTEE

A copy of the minutes from the Economic Development Committee meeting held on April 8, 2010.

Recommendation: THAT Council adopt the minutes from the Economic Development Committee meeting held on April 8, 2010.
14. SENIOR ACHIEVEMENT AWARD

A copy of a letter of invitation to submit nominations for the Senior Achievement Award.

Recommendation: THAT the item be referred to the Committee of the Whole meeting for June 1, 2010. AND THAT any member of Council wishing to bring forward a name do so during discussion of the item at that meeting.

15. SENIORS MONTH-JUNE/MINISTER RESPONSIBLE FOR SENIORS

A letter from Mr. Phillips, Minister Responsible for Seniors celebrating 26 years of Seniors Month this June. The letter indicates more information is available at www.ontarioseniors.ca/seniorsmonth

Recommendation: THAT Council note the contents.

16. SOURCE WATER PROTECTION

A copy of the minutes from the Source Water Protection meeting held on March 26, 2010.

Recommendation: THAT Council note the contents.

17. COMMUNITY POLICING COMMITTEE

A copy of the minutes from the Community Policing Committee meeting held on March 8, 2010.

Recommendation: THAT adopt the minutes as received.

18. ARENA FUNDRAISING COMMITTEE

A copy of a letter from Georgian Bluffs declining the Town’s invitation for a representative to sit on the Arena Fundraising Committee.

Recommendation: THAT Council note the contents.