

CORPORATION OF THE TOWN OF DESERONTO

COUNCIL MINUTES

SEPTEMBER 9, 2008 – 7:00 P.M.

The Town of Deseronto Mission Statement is to provide excellent and affordable services for its residents and to work as a team, dedicated to making living in Deseronto a positive and pleasurable experience.

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Minutes of the meeting of the Council of the Corporation of the Town of Deseronto held on September 9, 2008 at 7:00 p.m at the Deseronto Town Hall, 331 Main Street in Deseronto.

ATTENDANCE:

**Mayor
Deputy Mayor**

**N. Clark
C. Zieman**

Councillors

**D. Johnston - Absent
D. McMeeken - Absent
E. Tumak**

**Clerk
Treasurer**

**B. Brooks
T. Lloyd**

**Public
Press**

1. **OPENING PRAYER** – The Mayor lead those in attendance at Council in the Lord's Prayer
2. **DISCLOSURE OF INTEREST** – None Noted
3. **APPROVAL OF AGENDA** –

Resolution 19-08-01

**Moved by: C Zieman
Seconded by: E Tumak**

THAT Council approves the Agenda with the following additions:

- **September 5, 2008 Finance and Administration Minutes as item 10.1c;**
- **A finance/contract issue to be added in closed session;**
- **Inclusion of two grant proposals from Deseronto Transit as items 10.4 c & d;**
- **An additional Finance and Personnel issue to discuss in "In-Camera" session.**

CARRIED

4. APPROVAL OF MINUTES

- a) **Regular Scheduled Council Meeting Minutes from August 19, 2008**
- b) **Special Council Meeting Minutes from August 27, 2008**

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Resolution 19-08-02

Moved by: C. Zieman

Seconded by: E. Tumak

THAT Council accepts the Regular Scheduled Council Meeting Minutes from August 19, 2008 & Special Council Meeting Minutes from August 27, 2008 as presented.

CARRIED

5. BY-LAWS

5.1 Draft By-Law for the establishment of Deseronto Development Corporation as a Municipal Service Corporation.

6. DEPUTATIONS/PETITIONS

a) Bob Fisher, Collins Barrow LLP to review draft Financial Statements

Mr. Fisher reviewed the draft financial statements with all Council members on hand. Mr. Fisher gave congratulatory wishes to the Treasurer for her hard work and commitment to the Treasury duties. Mr. Fisher reviewed the financial documents and made points along the way to better inform council members of the financial position of 2007. Mr. Fisher made a suggestion, to write off the O.H.R.P (Ontario Home Renewal Plan) outstanding amounts, as they are unlikely to be collected in an expedient manner and when they are collected the funds are forwarded to the Province. Mr. Fisher had the Management report signed by the Treasurer and the Mayor in order to complete the draft review and informed Council the financial statement would follow.

b) Max Christie to discuss the funding opportunity (OSWAP) Ontario Sewer and Waste Assistance Program

Max Christie updated Council and informed the Council members of the details of the OSWAP Program and the items that funds can be received for. Mr. Christie informed Council members that certain expenditures are not applicable to this program. Application must be filled out and sent by October 31, 2008 and a resolution must be included to endorse this application. Mr. Christie has encouraged the municipality to apply, as he's confident the application would be successful. Mr. Christie stated he would work with the Clerk to complete this application.

Resolution 19-08-03

Moved by: C Zieman

Seconded by: E. Tumak

THAT the Clerk proceed immediately with the application for OSWAP funding and FURTHER THAT the Finance and Administration Committee review the application and prioritize for final submission at the first meeting of October.

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c) David Graham Property request

Mr. Graham approached Council to seek permission to keep the storage and mobile trailers on his vacant property until which time a dwelling could be build. Mr. Graham advised Council that Chief Building Official Ken Buxton has given him an order to remedy the situation. Council advised Mr. Graham that a decision on this matter would be made in the future and he would be contacted.

7. QUESTIONS FROM THE AUDIENCE

A resident (D. Woodcock approached Council with a concern that the Git R Dun Roadhouse entertainment is causing a disturbance to their residence. The excessive noise was due to all music and entertainment coming from the bar area. Council members have confirmed that they will look into remediation efforts.

Resolution 19-08-04

**Moved by: C Zieman
Seconded by: E Tumak**

THAT the Clerk sends a letter to management of GIT R DUN Roadhouse under the Mayors signature and asks that management take remedial efforts to ensure the level of noise is at an acceptable level to neighboring properties.

CARRIED

***Irene Usher approached Council to discuss the Skate Board Park and the hazard of the railway ties being used for skate board uses. The railway ties appear to be “left over” from the Waterfront Festival.**

Resolution 19-08-05

**Moved by: C. Zieman
Seconded by: E. Tumak**

THAT Council instructs the Clerk to contact the Waterfront Festival committee requesting the removal of the railway ties. Failing a response; Council instructs the Roads Department to remove the railway ties.

CARRIED

8. CORRESPONDENCE

8.1 Correspondence requiring No Action

a) Correspondence from Resident

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Resolution 19-08-06

Moved by: C. Zieman

Seconded by: E. Tumak

**THAT Council receives and files this piece of correspondence.
CARRIED**

8.2 Correspondence Requiring Action

a) Building Canada Communities Component funding.

***The Treasurer updated Council members on the requirements for funding and the possibilities of what types of programs are eligible. The Deputy Mayor has asked that the Clerk and/or Treasurer obtain a copy of the application and bring this matter to the Finance Chair's attention as soon as the information becomes available.**

b) Resolution from Township of North Stormont

Resolution 19-08-07

Moved by: C Zieman

Seconded by: E Tumak

THAT Council of the Corporation of the Town of Deseronto support the Resolution that was passed by The Township of Muskoka Lakes and The Township of North Stormont in that both Townships strongly request the Board of Directors of MPAC to improve their operation by:

- 1. Allocating provincial funds to correct the over 70,000 errors across the Province for those municipalities with greater reliance on the data receiving priority;**
- 2. Making errors and backlog in data a priority to complete**
- 3. Working with lower tier and upper tier municipalities to correct those errors.**

CARRIED

c) Resolution from Municipality of Prescott (grain handling; mayor to distribute)

Resolution 19-08-08

Moved by: C Zieman

Seconded by: E Tumak

THAT WHEREAS The Port of Prescott is owned and operated as a division of Township of Edwardsburgh/Cardinal and

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WHEREAS the Port of Prescott provides a full service grain elevator to the eastern Ontario Regional Economic Community by receiving, grading, handling, cleaning, drying, storage and shipping crops such as wheat, soybean, and corn from the farms of the region and

WHEREAS The Port of Prescott also provides wharfage, storage, handling and trans-shipment services for the receipt and distribution of highway salt used to maintain highway safety throughout the entire Eastern Ontario/Western Quebec Region and each boatload of salt delivered through the Port displaces approximately EIGHT HUNDRED (800) Tractor Trailer Loads from Provincial highways and

WHEREAS the Township of Edwardsburgh/Cardinal has completed Engineering Studies that determine a Capital Needs Program for the Port of Prescott which requires in excess of Thirty Million Dollars of Capital Investment for Wharf Reconstruction and Additional Storage

THEREFORE BE IT RESOLVED THAT The Corporation of the Town of Deseronto hereby endorses and supports the identified Capital Needs Program for the Port of Prescott and urges the Federal and Provincial Governments to join with the Township of Edwardsburgh/Cardinal in financing the necessary Capital Infrastructure Improvements.

CARRIED

9. PASSING OF ACCOUNTS

Schedule of Accounts numbered 13-08

Resolution 19-08-09

Moved by: C. Zieman

Seconded by: E Tumak

THAT Council accepts Schedule of Accounts 13-08 in the amount of \$ 19,160.52 for payment.

CARRIED

10. STANDING COMMITTEE REPORTS

10.1 Finance & Administration

a) Letter received February 26, 2007 from the Ministry of Community and Social Services regarding Accessibility Leads of Public Sector organizations obligated under the Ontarians with Disabilities Act, 2001 (ODA)

- It was the consensus of Council that this item be referred to the Finance & Administration Committee

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Resolution 21-07-12 (Sept. 25)

Moved by: C. Zieman
Seconded by: E. Tumak

That Council develop a RFP which the Finance & Administration Committee will review to hire an architect to look at the building to confirm future intended plans, and potential uses.

- b) Analysis of water and sewer from Greer Galloway

Resolution 05-08-27 (March 25th)

Moved by: C. Zieman
Seconded by: D. McMeeken

THAT item 12.1 be left on the agenda and referred to the Finance & Administration Committee and further that the invoice not be paid until Council is satisfied

Resolution 19-08-10

**Moved by: C Zieman
Seconded by: E Tumak**

**THAT item 10.1 b be removed from the Agenda and further that the clerk contact GGG and inform them we would like to close this report and inform them we would not be paying for the report.
CARRIED**

- c) Finance and Administration Minutes of September 5th, 2008

Resolution 19-08-11

**Moved by: C Zieman
Seconded by: E Tumak**

THAT the minutes be accepted as presented

CARRIED

***The Deputy Mayor asked all members of Council to submit a request for capital assets and a plan for the next 5 years. The requests should be presented at the second meeting of October 2008**

- d) **Food Bank requests for support**

The Deputy Mayor asked the treasurer if there was a way to contribute to the Food Bank. The Treasurer has responded that the only desirable location is through Council Unspecified Grants. The Deputy Mayor has asked that we continue to look at this possibility.

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- e) Request for Debit machine at Town Hall and Greater Napanee Utilities Location

The Deputy Mayor made the request for debit machines to be purchased to be installed at Town Hall and the Greater Napanee Utilities (GNU) location.

Resolution 19-08-12

Moved by: C. Zieman

Seconded by: E. Tumak

THAT Council authorizes the purchase of two debit machines for installation at Town hall and Greater Napanee Utilities as soon as possible. The Council further authorizes a .15 per transaction fee to help reduce the costs of the machine

CARRIED

10.2 Public Works and Fire Department Committee

- a) Fire Department year to date calls/hours

*Council will review this piece of correspondence at a future meeting due to Councillor McMeeken's absence

10.3 Parks and Recreation Committee

The Mayor informed Council members that there was a concern that only 80 children registered for the Deseronto District Minor Hockey. The concern stems from the fact that there is no consideration for the kids to participate & play hockey.

Resolution 19-08-13

Moved by: C Zieman

Seconded by: E Tumak

THAT the Clerk arrange a meeting with the Chair of Deseronto Minor Hockey and Town Council as soon as possible to discuss the future of Deseronto Minor Hockey. Further that the Clerk look into insurance for players within our arena.

CARRIED

10.4 Economic Development & Planning Committee

- a) Reply e-mail from Paul Walsh regarding water capacity

Resolution 01-08-10 (Jan 8)

Moved by: C. Zieman

Seconded by: D. McMeeken

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THAT Council forwards this letter to Councillor Tumak for his committee to review this matter.

- b) Deseronto Transit Minutes for the following dates:
- i) **April 25, 2008**
 - ii) **May 21, 2008**
 - iii) **July 23, 2008**

Resolution 19-08-14

Moved by: E Tumak
Seconded by: C Zieman

THAT Council approve the minutes of April 25, May 21, and July 23, 2008 for the Deseronto Transit Committee.

CARRIED

*** Councillor Tumak verbally updated Council that the (AMO) Transportation Demand Management grant has been submitted and has no financial impact on the Town. The second application to be submitted is for a program called Career Edge. The Treasurer advised the council that only one application can be approved at a time and that a review should be held before submission. Councillor Tumak concurred and stated he would advise the appropriate parties prior to submission of the application.**

11. UNFINISHED BUSINESS

11.1 Municipal Status Report MPAC Quarterly Report

Resolution 13-08-28

Moved by: D Johnston
Seconded by: E Tumak

THAT Council refers the MPAC quarterly report to unfinished business.

11.2 Bain Consulting Proposal

Resolution 13-08-29

Moved by: D Johnston
Seconded by: E Tumak

Resolution 14-08-16

Moved By E Tumak
Seconded by: D McMeeken

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THAT Council leaves this proposal on unfinished business for next Council meeting and further that we forward the proposal to Cynthia Law for legal opinion. FURTHER THAT we instruct the clerk to contact Bain Group Consulting and inform them that due to documentation that is still required by solicitor and funding options it will possibly have to wait until the autumn to move forward.

Resolution 19-08-15

Moved by: C Zieman

Seconded by: E Tumak

**THAT Council removes items 11. 1 and 11.2 from the agenda.
CARRIED**

11.3 Request to waive building ‘jump start” fee

Resolution 17-08-08

Moved by: C Zieman

Seconded by: E Tumak

THAT Council refers this item to unfinished business in order to allow the Mayor to discuss this item with the BISC Committee on September 18, 2008. Further that the Clerk advise the resident of the action taken.

CARRIED

12. NEW BUSINESS

12.1 Asset Transfer Policy

Resolution 19-08-16

Moved by: C Zieman

Seconded by: E Tumak

THAT the Asset Transfer Policy be approved and adopted by Council as presented.

CARRIED

12.2 Capital Asset Policy

Resolution 19-08-17

Moved by: C Zieman

Seconded by: E Tumak

THAT this item be left on the agenda.

CARRIED

12.3 County Archives Building (the mayor will speak on this)

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Resolution 19-08-18

**Moved by: C Zieman
Seconded by: E Tumak**

THAT Council instructs Councillor Tumak to pursue the possibilities of the County of Hastings Archives building be located in Deseronto.

CARRIED

13. MOTIONS & NOTICES OF MOTION - NONE

14. MOTION TO MOVE IN-CAMERA

- **Property/ Finance Issues**
- **Personnel Issues**

Resolution 19-08-19

**Moved by: C Zieman
Seconded by: E Tumak**

THAT as required under Section 239(1) of the Municipal Act, Council rise and move “In-camera” for the purposes of Property/Finance issues, Personnel Issues and Finance/Contract issues.

CARRIED

15. MOTION TO CONFIRM ACTIONS TAKEN “ IN-CAMERA”

Resolution 19-08-30

**Moved by: C Zieman
Seconded by: E Tumak**

THAT Council confirms the actions taken “In-camera”

CARRIED

Resolution 19-08-31

**Moved by: C Zieman
Seconded by: E Tumak**

THAT in accordance with by-law 20-07 Council authorizes this regular scheduled meeting to go beyond 11:00p.m

CARRIED

***The mayor submitted a piece of correspondence from Tom Deline, Centre Hastings looking for support from the County of Hastings to distribute to lower tiers the Infrastructure Ontario funds received. The Council has asked the Mayor to look after this item in the best interest of Deseronto.**

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16. BY-LAWS

- 16.1 A By-Law to confirm the proceedings of the Council Meeting of September 9, 2008.

Resolution 19-08-32

Moved by: C Zieman

Seconded by: E Tumak

THAT By law 35-08 being a by law to confirm the proceedings of the Council meeting of September 9, 2008, having been read a first, second, and a third time on September 9, 2008 and finally be passed signed, sealed and number assigned.

CARRIED

17. MOTION TO ADJOURN

Resolution 19-08-33

Moved by: C Zieman

Seconded by: E Tumak

THAT this regular scheduled Council Meeting of August 19, 2008 be adjourned.

CARRIED

(Signed)

MAYOR
(Norman J. Clark)

CLERK
(Bryan Brooks)