

The Council of the Township of East Zorra-Tavistock met in the Council Chambers of the Hickson Municipal Office, Hickson, Ontario at 10:00 a.m. on Wednesday, April 7, 2010.

Members present: Mayor Don MCKAY, Deputy Mayor Maureen RALPH and Councillors Don MACDONALD, Clive LAWRY, Dave OLIPHANT, Jeremy SMITH (*arrived at 10:10 a.m.*) and Betty YEOMAN.

Staff present: C.A.O. Jeff Carswell and Tax Collector Brenda Junker

Approve Agenda

1. Moved by Dave OLIPHANT  
Seconded by Maureen RALPH  
Resolved that Council approve the agenda for the April 7, 2010 meeting as printed and circulated and further that the following be added to the agenda for this meeting:
  - Supplemental Agenda

**CARRIED.**

**PECUNIARY INTERESTS:**

None

Confirm Minutes

2. Moved by Don MACDONALD  
Seconded by Clive LAWRY  
Resolved that Council confirm the minutes of the March 17, 2010 meeting as printed and circulated.

**CARRIED.**

March 2010 Pay  
Voucher

3. Moved by Betty YEOMAN  
Seconded by Dave OLIPHANT  
Resolved that Council adopt the March 2010 Pay Voucher in the amount of \$1,869,678.06.

**CARRIED.**

**Correspondence & Reports – No Resolutions**

2009 OPP Reconciliation

Harry Smit re: Budget Restraint

Staff Report – Advertise Appointment to Tavistock & District Recreational Facilities Board

Tavistock & District Recreational Facilities Board – March 1, 2010 Minutes

Innerkip Community Centre Board of Management – March 30, 2010 Minutes

East Zorra-Tavistock Police Services Board – March 31, 2010 Minutes

Prowind Canada Inc – re: Notice of Public Meeting

**Correspondence & Reports – Resolutions Following**

Welhaven Farms Ltd. Drainage Assessment Reapportionment

Approve Drainage Assessment Split – Welhaven Farms Ltd.

4. Moved by Maureen RALPH  
Seconded by Don MACDONALD  
Resolved that Council agrees to the split of assessment in accordance with Section 65(6) of the Drainage Act as set out in the Drainage Assessment Re-apportionment Agreement signed by Welhaven Farms Ltd., with respect to Severance Application #B10-03-2 for Part Lots 26 & 27, Concession 16 (East Zorra) Township of East Zorra-Tavistock.

***CARRIED.***

Oxford County Board of Health – Larviciding for West Nile Virus

Larviciding for West Nile Virus

5. Moved by Betty YEOMAN  
Seconded by Maureen RALPH  
Resolved that Council supports local action by the Oxford County Public Health and Emergency Services to reduce the risk of West Nile virus, and hereby authorizes a permit application to the Ministry of Environment for larvicide treatment on public and private property should it be determined there is sufficient risk.

***CARRIED.***

CBO Report

At 10:50 a.m., Chief Building Official/Drainage Superintendent James Harmer attended Council to report on the following matters:

- Building Permit Report
- 2009 Annual Building Permit Report
- Answer various questions of Council

Adopt March 2010 Building Permit Report

6. Moved by Dave OLIPHANT  
Seconded by Betty YEOMAN  
Resolved that Council adopt the March 2010 Building Permit Report of C.B.O. James Harmer showing 11 permits issued at an estimated value of \$1,477,500.00.

***CARRIED.***

At 10:17 a.m., Ross Campbell, Chair of the Tavistock Community Health Inc Board attended Council with a grant request.

Approve Grant to TCHI

7. Moved by Dave OLIPHANT  
Seconded by Clive LAWRY  
Resolved that Council approve a grant to the Tavistock Community Health Inc in the amount of \$6,000.00; and further that Council instruct staff to request the County of Oxford and school boards contribute their share based on the Charitable Rebate Program.

***CARRIED.***

Recorded Vote on Resolution #7 called by Councillor OLIPHANT

NAME	YEA	NAY
Clive LAWRY	X	
Don MACDONALD	X	
Don MCKAY	X	
Dave OLIPHANT	X	
Maureen RALPH	X	
Jeremy SMITH		X
Betty YEOMAN	X	
<b>TOTAL – CARRIED</b>	<b>6</b>	<b>1</b>

Minor Variance  
Application A-2-  
2010 (Abos)

**PUBLIC HEARING - MINOR VARIANCE APPLICATION #A-2-2010 of Vilmos & Monika Abos, W Pt Lot 1, Con 1 (East Zorra)**

At 10:30 a.m. Council, constituted as Committee of Adjustment, considered Minor Variance Application #A-2-2010 of Vilmos & Monika Abos. Planning Report #2010-98 was presented by Margaret Misek-Evans of the Oxford County Planning Department.

The applicants were not present for the hearing.

Approve Maximum  
Height Variance

8. Moved by Maureen RALPH  
Seconded by Clive LAWRY  
Resolved that Council, constituted as Committee of Adjustment, approves one request in Minor Variance Application #A-2-2010 of Vilmos & Monika Abos, W Pt Lot 1 Conc 1 (East Zorra) - for permission for Relief from Section 5.1.1.3 – Regulations for Accessory Uses to increase the maximum height allowance of an accessory structure from 4.0 m (13.1 ft) to 4.7 m (15.4 ft) to allow construction of a hobby shop as the variance requested -
  1. is a minor variance from the provisions of the Township of East Zorra-Tavistock Zoning By-law 2003-18;
  2. is desirable for the appropriate development or use of the land, building or structure;
  3. is in keeping with the general intent and purpose of the Township of East Zorra-Tavistock Zoning By-law No. 2003-18; and
  4. is in keeping with the general intent and purpose of the Official Plan of the County of Oxford;

And further that the approval is subject to the following conditions:

1. that the applicant obtain the necessary Building Permit for the accessory structure from the Township of East Zorra-Tavistock within one year of the date of the Committee's decision, or the decision will lapse.

**CARRIED.**

Deny Request for  
Decreased Setback

9. Moved by Dave OLIPHANT  
Seconded by Clive LAWRY  
Resolved that Council, constituted as Committee of Adjustment, denies Minor Variance Application #A-2-2010 of Vilmos & Monika Abos, W Pt Lot 1 Conc 1 (East Zorra) for permission for Relief from Section 9.2 – Front Yard, minimum depth to decrease the minimum depth from 10 m (32.8 ft) to 5 m (16.4 ft). to allow construction of a hobby shop as the variance requested as the variance requested is not minor nor desirable for the development of the lands.

**CARRIED.**

Municipal  
Consultation -  
Renewable Energy  
Approval for  
Prowind Canada Inc

At 10:50 a.m. Margaret Misek Evans of the County Planning Department presented her report regarding the REA municipal consultation on the Prowind Canada Inc submission for approval of the Innerkip Wind Farm, a proposed 8 turbine wind farm along the 16th Line north of Braemar Sideroad.

Several members of the public attended, as well as Juan Anderson and Bart Geleynse representing Prowind Canada Inc. Brian Middleton, representing the public, spoke to comments made in the report. Prowind representatives responded to questions of Council.

Tavistock Optimist  
Club Request for  
Funding

Brad Wettlaufer, a representative of the Tavistock Optimist Club, attended Council to request monetary assistance with repairs to the ball diamond fencing at the Optimist Park.

Public Meeting for  
Proposed 2010  
Budget

10. Moved by Maureen RALPH  
Seconded by Clive LAWRY  
Resolved that Council does now adjourn to a Public Meeting for consideration of the 2010 Budget in accordance with the provisions of Section 291 of The Municipal Act, 2001 at 12:10 p.m.

**CARRIED.**

At 12:10 p.m. a Public Meeting was held for the 2010 Budget. Ratepayer Brad Wettlaufer was present for the meeting.

CAO Jeff Carswell presented an overview of the proposed budget and answered various questions from Council. Discussion was held regarding how to best budget for the TCHI and Tavistock Optimist Club requests for grants.

Council Reconvene

11. Moved by Clive LAWRY  
Seconded by Maureen RALPH  
Resolved that the Public Meeting does now adjourn and Council reconvenes at 12:37 p.m.

**CARRIED.**

Council broke for lunch from 12:37 p.m. to 1:10 p.m.

- Approve 2010 Budget
12. Moved by Clive LAWRY  
Seconded by Jeremy SMITH  
Resolved that Council approve the 2010 Budget with a requirement from taxation of \$3,224,807, and further that the Treasurer be instructed to prepare the necessary by-law.
- CARRIED.**
- Endorse REA Report re Prowind Canada Inc Submission for Approval
13. Moved by Dave OLIPHANT  
Seconded by Betty YEOMAN  
Resolved that Council endorse Report #2010-95 prepared by the Oxford County Planning Department regarding the Prowind Inc. Innerkip Wind Farm Project;  
And further that staff be authorized to submit the comments in response to the Renewable Energy Approval Municipal Consultation Process.
- CARRIED.**
- Staff Report re Tenders for Construction of John A King & Walton Drain 2009
- Accept Tender for John A King & Walton Drain Construction
14. Moved by Don MACDONALD  
Seconded by Maureen RALPH  
Resolved that Council accept the tender of A.G. Hayter Contracting in the amount of \$304,325.00, plus GST, for construction of the John A King & Walton Drain 2009, with construction to start following the lapse of the applicable appeal period.
- CARRIED.**
- PW Manager Report
- At 2:27 p.m., Public Works Manager Dennis O'Neil attended Council to report on the following matters:
- Verbal Monthly Roads Activity Report
  - Staff Report – 2010 Bridge Tender Results
  - Staff Report – 2010 Pickup Truck Tender Results
  - Staff Report – 2010 Gravel Resurfacing Tender Results
  - Staff Report – Rudy Subdivision Tender Results
  - Staff Report – Innerkip Phase 2 Tender Results
  - Answer various questions of Council
- Accept Tender for Bridge Rehabilitation
15. Moved by Clive LAWRY  
Seconded by Jeremy SMITH  
Resolved that Council accept the tender from Engineered Concrete in the amount of \$199,215.49 plus applicable taxes to complete the rehabilitation of bridges 13, 14 and 16 on the 16th Line as well as placement of guide rails on bridges on the 14th Line and Maplewood Sideroad as specified in tender #2010-02.
- CARRIED.**

- Accept Tender for  
2010 Pickup Truck
16. Moved by Maureen RALPH  
Seconded by Jeremy SMITH  
Resolved that Council accept the bid from Stratford Motor Products to supply one 2010 Silverado half ton four wheel drive pick up truck at a cost of \$28,937.03 as submitted in their proposal for Contract #2010-05.
- CARRIED.**
- Accept Gravel  
Resurfacing Tender
17. Moved by Dave OLIPHANT  
Seconded by Betty YEOMAN  
Resolved that Council accept the bid from Blythe Dale Sand and Gravel to supply approximately 21,000 tonnes of granular "A" on roads north of Oxford Road #8 as prescribed in tender 2010-04.
- CARRIED.**
- Accept Tender for  
Reconstruction in  
Rudy Subdivision
18. Moved by Clive LAWRY  
Seconded by Maureen RALPH  
Resolved that Council accept the bid of \$592,024.13 including GST from Steve Smith Construction to complete the Rudy Subdivision project as specified in tender #2010-03.
- CARRIED.**
- Accept Twp Portion  
Innerkip Phase 2  
Tender
19. Moved by Maureen RALPH  
Seconded by Jeremy SMITH  
Resolved that Council accept the Township's portion of the bid from GRT Excavating to complete the work of Phase 2 of the Innerkip project as stated in contract # 951100-2010 issued by the County of Oxford, and further that the County of Oxford Public Works Department be notified of this decision.
- CARRIED.**

#### **BY-LAWS**

- 1<sup>st</sup> & 2<sup>nd</sup> Reading
20. Moved by Don MACDONALD  
Seconded by Betty YEOMAN  
Resolved that the following by-law be read a first and second time:
- 2010-15 By-law to Authorize Voting By Mail for the 2010  
Municipal Election
- 2010-16 By-law to Enter into a Community Policing  
Partnerships Program Agreement
- CARRIED.**
- 3<sup>rd</sup> Reading
20. Moved by Clive LAWRY  
Seconded by Maureen RALPH  
Resolved that the following by-law be read a third and final time:
- 2010-9 Provisional By-law for the John A King & Walton Drain  
2009
- 2010-15 By-law to Authorize Voting By Mail for the 2010  
Municipal Election
- 2010-16 By-law to Enter into a Community Policing  
Partnerships Program Agreement
- CARRIED.**

Committee of the Whole, in camera

22. Moved by Maureen RALPH  
Seconded by Clive LAWRY  
Resolved that Council does now adjourn to Committee of the Whole, in camera, at 2:28 p.m. to consider a matter pertaining to:
- the security of the property of the municipality or local board;
  - personal matters about an identifiable individual, including municipal or local board employees.

**CARRIED.**

Council Reconvenes

23. Moved by Maureen RALPH  
Seconded by Clive LAWRY  
Resolved that the Committee of the Whole does now rise and Council reconvenes at 2:50 p.m.

**CARRIED.**

Confirming By-law

24. Moved by Dave OLIPHANT  
Seconded by Betty YEOMAN  
Resolved that by-law #2010-17 being a by-law to confirm the proceedings of Council held Wednesday, April 7, 2010 be read a first, second and third time this 7th day of April, 2010 and further that the Mayor and Clerk are hereby authorized to sign the same and affix the corporate seal thereto.

**CARRIED.**

Adjourn

25. Moved by Clive LAWRY  
Seconded by Jeremy SMITH  
Resolved that Council does now adjourn at 2:55 p.m.

**CARRIED.**

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Jeff Carswell, Clerk

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Don McKay, Mayor