



**TOWNSHIP OF WILMOT
COUNCIL MEETING MINUTES
MONDAY, OCTOBER 6, 2014**

**REGULAR COUNCIL MEETING
COUNCIL CHAMBERS
7:00 P.M.**

**Members Present: Mayor L. Armstrong, Councillors A. Junker, P. Roe, B. Fisher, J. Gerber,
M. Murray**

**Staff Present: Chief Administrative Officer G. Whittington, Director of Clerk's Services
B. McLeod, Deputy Clerk D. Mittelholtz, Director of Public Works G. Charbonneau,
Director of Facilities and Recreation Services S. Nancekivell, Director of
Development Services H. O'Krafka, Fire Chief M. Raine, Director of Finance R. Tse,
Curator/Director of Castle Kilbride T. Loch, Manager of Accounting P. Kelly,
Planner/EDO A. Martin, Roads Foreman D. Kleine**

1. MOTION TO CONVENE INTO CLOSED SESSION (IF NECESSARY)

2. MOTION TO RECONVENE IN OPEN SESSION

3. MOMENT OF SILENCE

4. ADDITIONS TO THE AGENDA

4.1 REPORT 9.4.1 – REPORT NO. PW-14-14 Queen Street, New Dundee

Public Support for Report No. PW-14-14

Resolution No. 2014-191

Moved by: A. Junker

Seconded by: M. Murray

**THAT the above document received in regards to REPORT 9.4.1 – REPORT NO. PW-14-14 be
added to the Agenda.**

CARRIED.

**5. DISCLOSURE OF PECUNIARY INTEREST UNDER THE MUNICIPAL CONFLICT OF INTEREST
ACT**

None disclosed.

6. MINUTES OF PREVIOUS MEETINGS

6.1 Council Meeting Minutes September 22, 2014

Resolution No. 2014-192

Moved by: B. Fisher

Seconded by: P. Roe

THAT the minutes of the following meeting be adopted as presented:

Regular Council Meeting September 22, 2014.

CARRIED.

7. PUBLIC MEETINGS

- 7.1 REPORT NO. DS 2014-22
Zone Change Application 06/14
Patrick Forristal
Part of Lot 2, Concession 3, Block B
Parts 39-42 and 74-75, Plan 58R-3682
16-1182 Berlett's Road, Sunfish Lake

Resolution No. 2014-193

Moved by: M. Murray

Seconded by: J. Gerber

THAT Zone Change Application 06/14 made by Patrick Forristal, affecting Part of Lot 2, Concession 3, Block B, to pass a temporary use by-law to permit a second seasonal dwelling for a period of one year be approved, subject to the following:

1. THAT the implementing by-law specifically limit occupancy to only one seasonal dwelling at any time.

CARRIED.

Mayor Armstrong declared the public meeting open and stated that Council would hear all interested parties who wished to speak. He indicated that if the decision of Council is appealed to the Ontario Municipal Board, the Board has the power to dismiss an appeal if individuals do not speak at the public meeting or make written submissions before the by-law is passed.

Mayor Armstrong stated that persons attending as delegations at this meeting are required to leave their names and addresses which will become part of the public record and advised that this information may be posted on the Township's official website.

The Planner/EDO highlighted the report.

Mayor L. Armstrong asked if there were questions of a technical nature from Council. There were none.

Mayor Armstrong asked if the applicant wished to address Council and he did not.

Mayor L. Armstrong asked if there were any questions from Council. There were none.

Mayor L. Armstrong asked twice if anyone else wished to address Council, and in the absence of any comments, declared the public meeting to be closed.

Councillor P. Roe commented that he agreed with the condition attached to the recommendation to minimize the impact on the area.

8. PRESENTATIONS/DELEGATIONS

9. REPORTS

9.1 CAO – no reports

9.2 CLERKS

9.2.1 REPORT NO. CL2014-30 Encroachment Agreement 3614 Carmel-Koch Rd.

Resolution No. 2014-194

Moved by: P. Roe

Seconded by: B. Fisher

THAT The Township of Wilmot enter into an encroachment agreement with the owner of 3614 Carmel-Koch Rd, Part Lot 22, Block B, Concession 2, Township of Wilmot, subject to the owner / applicant bearing all costs associated with the preparation of such agreement, and further, that the Mayor and Clerk be authorized to execute all associated documentation.

CARRIED.

The Director of Clerk's Services highlighted the report.

9.3 FINANCE

9.3.1 REPORT NO. FIN 2014-27 Statement of Operations as of September 30, 2014 (un-audited)

Resolution No. 2014-195

Moved by: A. Junker

Seconded by: M. Murray

THAT the Statement of Operations as of September 30, 2014, as prepared by the Manager of Accounting, be received for information purposes.

CARRIED.

The Manager of Accounting highlighted the report.

**9.3.2 REPORT NO. FIN 2014-28
Capital Program Review as of September 30, 2014 (un-audited)**

Resolution No. 2014-196

Moved by: P. Roe

Seconded by: M. Murray

THAT the Capital Program Review as of September 30, 2014, as prepared by the Manager of Accounting, be received for information purposes.

CARRIED.

The Manager of Accounting highlighted the report.

9.4 PUBLIC WORKS

**9.4.1 REPORT NO. PW-14-14
Queen Street, New Dundee**

Resolution No. 2014-197

Moved by: A. Junker

Seconded by: M. Murray

THAT the following amendments be made to the Traffic and Parking By-law:

- 1. THAT the existing Schedule “21”, Part XVII – Section 1 – Heavy Truck Prohibitions – No Heavy Trucks to said By-law No. 2006-44 be amended by adding reference to:**
 - **Queen Street, New Dundee, from Bridge Street to Oxford-Waterloo Road at any time**
 - **Hallman Road, from Bridge Street to Oxford-Waterloo Road, at any time**

CARRIED, UNANIMOUSLY.

The Director of Public Works highlighted the report.

Registered Delegation

Nelson Smith

Mr. Smith read from a written submission that he supplied to Council and was added to the Agenda by Resolution No. 2014-191 as Public Support for Report No. PW-14-14 (attached as Appendix A).

Councillor A. Junker thanked the delegation and expressed his hope for Council's support on the recommendation. He noted that this action was brought about by trying other options which were not effective.

Mayor L. Armstrong concurred that other approaches were attempted but did not work which prompts Council to have to try another way to remedy the situation.

9.5 DEVELOPMENT SERVICES – no further reports

9.6 FACILITIES AND RECREATION SERVICES – no reports

9.7 FIRE – no reports

9.8 CASTLE KILBRIDE – no reports

10. CORRESPONDENCE

10.1 WALDA – Letter of Appreciation for Sponsorship of Q'ing for Life BBQ

Resolution No. 2014-198

Moved by: P. Roe

Seconded by: J. Gerber

THAT Correspondence items 10.1 be received for information.

CARRIED.

10.2 Association of Municipalities of Ontario – Double Hatter Firefighters

Resolution No. 2014-199

Moved by: M. Murray

Seconded by: B. Fisher

WHEREAS the training and certification of professional firefighters is established and mandated by the Province of Ontario under the Fire Protection and Prevention Act, 1997;

AND WHEREAS it is the responsibility of municipalities to establish fire departments and appoint fire chiefs to provide fire protection services as they determine may be necessary in accordance with their needs and circumstances;

AND WHEREAS many Ontario municipalities rely on both full time and volunteer firefighters in order to provide fire protection;

AND WHEREAS the International Association of Fire Fighters (“IAFF”) Constitution prohibits full time firefighters from volunteering as firefighters in another municipal jurisdiction (i.e. “Double Hatting”);

AND WHEREAS the IAFF’s stance on Double Hatting is specifically prohibited by legislation in almost all provinces in Canada and much of the United States;

AND WHEREAS a volunteer firefighter in the Innisfil Fire and Rescue Service is challenging the IAFF ban on Double Hatting and their expulsions from that union because of his desire to continue volunteering while being employed as a full-time firefighter in another jurisdiction;

AND WHEREAS the right of individuals to use their free time in service of their community is a fundamental right in a free, open and democratic society.

NOW THEREFORE BE IT RESOLVED that the Council of the Township of Wilmot requests that the Province of Ontario amend the Fire Protection and Prevention Act, 1997 with respect to salaried

firefighters who also work as volunteer firefighters, such that if a person is denied membership in an association of firefighters, is expelled or disciplined by the association or engages in reasonable dissent within the association in connection with this kind of dual role, the association is not permitted to require the employer to refuse to employ the person as a salaried firefighter, terminate his or her employment as a salaried firefighter or refuse to assign the person to fire protection services.

This resolution should be sent to the following:

- Hon. Kathleen Wynne, Premier of Ontario
- Hon. Madeline Meilleur, Attorney General
- Hon. Kevin Flynn, Minister of Labour
- Hon. Yasir Naqvi, Minister of Community Safety and Correctional Services
- Hon. Ted McMeekin, Minister of Municipal Affairs and Housing.

CARRIED, UNANIMOUSLY.

Councillor M. Murray asserted that this is an important recommendation after years of controversy. He noted that the full time fire fighters have very valuable skills to share with volunteer fire fighters.

11. BY-LAWS

- 11.1 By-law No. 2014-40, Zone Change Application 06/14, Patrick Forristal, 16-1182 Berlett's Rd, Sunfish Lake
- 11.2 By-law No. 2014-41, Being a By-law to Amend By-law 2006-44 – No Heavy Trucks – Queen Street, New Dundee
- 11.3 By-law No. 2014-42, A By-law to Authorize the Execution of an Agreement with the owner of 3614 Carmel-Koch Rd

Resolution No. 2014-200

Moved by: A. Junker

Seconded by: P. Roe

THAT By-law Nos. 2014-40, 2014-41 and 2014-42 be read a first, second and third time and finally passed in Open Council.

CARRIED.

12. NOTICE OF MOTIONS

13. QUESTIONS/NEW BUSINESS/ANNOUNCEMENTS

- 13.1 Councillor P. Roe presented a request that staff be directed to prepare a letter further to the correspondence attached as Appendix B in favour of the access to the internet for rural residence through rural broadband.

Council directed staff to review the information and the proposed changes to rural broadband.

Mayor L. Armstrong noted that whereas the Township and its residents may not be directly affected that this matter may affect many of the neighbouring municipalities and that the Township should offer support.

Councillor P. Roe commented that it is unknown at this time exactly who may be affected by the proposed changes.

- 13.2 Councillor P. Roe informed Council that the convenience store in St. Agatha is under new ownership by a local resident and that he extending his congratulations to that resident.

14.1 MOTION TO CONVENE INTO CLOSED SESSION

Resolution No. 2014-201

Moved by: J. Gerber

Seconded by: P. Roe

THAT a Closed Meeting of Council be now held in accordance with Section 239 (2) (b) of the Municipal Act, 2001, for the purposes of considering the following matters:

- 2 (b) personal matters about an identifiable individual.**

CARRIED.

15 MOTION TO RECONVENE IN OPEN SESSION

Resolution No. 2014-202

Moved by: P. Roe

Seconded by: B. Fisher

That we reconvene into Open Session of Council.

CARRIED.

16. CONFIRMATORY BY-LAW

- 16.1 By-law No. 2014-43**

Resolution No. 2014-203

Moved by: M. Murray

Seconded by: P. Roe

THAT By-law No. 2014-43 to Confirm the Proceedings of Council at its Meeting held on October 6, 2014 be introduced, read a first, second, and third time and finally passed in Open Council.

CARRIED.

17. ADJOURNMENT

Resolution No. 2014-204

Moved by: A. Junker

Seconded by: P. Roe

THAT we do now adjourn to meet again at the call of the Mayor.

CARRIED.

Mayor

Clerk