

## MUNICIPALITY OF DUTTON/DUNWICH

Minutes of the Council of the Municipality of Dutton/Dunwich held on Wednesday June 17, 2009, in the Council Chambers, 199 Currie Road, Dutton, Ontario

Present were: Mayor Bonnie Vowel  
Deputy Mayor Cameron McWilliam  
Councillor Donald Page  
Councillor John Yokom  
Councillor Ian Fleck  
Clerk-Treasurer Administrator Ken Loveland  
Deputy Clerk-Treasurer Heather Bouw

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### Opening of the Meeting

**09.10.01**      **MOVED** by McWilliam and **SECONDED** by Page **THAT** the meeting of the Council of the Municipality of Dutton/Dunwich opens at 5:00 p.m.

**CARRIED**

### Approval of Agenda

**09.10.02**      **MOVED** by Page and **SECONDED** by McWilliam **THAT** the Agenda be approved as prepared and presented to Council.

**CARRIED**

### Adoption of Minutes

**09.10.03**      **MOVED** by Yokom and **SECONDED** by Fleck **THAT** we approve the minutes of the June 3<sup>rd</sup>, 2009 meeting as printed and delivered to Council members and the Mayor and the Clerk Treasurer Administrator be authorized to sign same.

**CARRIED**

### Declaration of Pecuniary Interest

No one declared a conflict.

### Caledonia II Sewer

The Clerk-Treasurer Administrator reported that the manhole has been pumped out. The engineers explained to the Clerk Treasurer Administrator that they have had similar problems at

other complexes of low water usage due to high efficiency toilets. In some cases, they have solved this problem by weekly flushing water through the sewers. If this is not an option, there are other more expensive options to solve this problem.

Council reviewed the payment of accounts for May 2009.

**09.10.04**      **MOVED by Fleck and SECONDED by Yokom THAT WE APPROVE THE May 2009 General Account of \$84,329.83; Roads \$130,866.67; Water \$27,360.17; Recreation \$14,593.53 and Fire Department of \$1,278.52, plus GST Refund totaling \$264,228.96.**

**CARRIED**

Arts & Cookery Bank

Grace McGartland and Jonathan Kochis representing Resolution Interactive. The CAR (Cultural Advisory Roundtable) online map was demonstrated. Council completed a MAP feedback sheet. A request for funds was also made by Grace McGartland.

Elgin Business Resource Centre

Glenn Thorel, Business Counsellor and John Regan General Manager with Elgin Business Resource Centre attended the meeting to discuss the organizational makeup and request setting up a small satellite service within the municipality. This organization provides support and programs for new businesses, as well as existing business, in order to sustain economic development within Elgin County. Some of the services they provide include: free counseling service, financial support, programs for those on E.I., involved in projects such as the “Eat Fresh, Buy Local Program”, “SCORE”, “Fam Tour” and the Community Access Program (CAP). They also recently have become the delivery service for a new service called “Summer Company” where students can get a \$3,000.00 grant to start up a summer business. Mr. Thorel and Regan requested a motion from Council to appoint Mayor Vowel (or alternate) as a member of the Elgin Business Resource Centre.

**09.10.05**      **MOVED by Yokom and SECONDED by Page THAT Mayor Bonnie be appointed as a member to Elgin Resource Centre on behalf of the Municipality of Dutton/Dunwich.**

**CARRIED**

**09.10.06**      **MOVED by Page and SECONDED by McWilliam THAT the meeting adjourn to sit as a Public Meeting under the Planning Act.**

**CARRIED**

**09.10.07**      **MOVED by Yokom and SECONDED by Fleck THAT the Public Meeting to consider an application for a plan of subdivision through the extension of Margaret and Nancy Streets located on a portion of land described as part of Lot 13, Concession A in the Village of Dutton filed by West Lorne Holdings Inc. opens at 7:00 p.m.**

**CARRIED**

Public Meeting – West Lorne Holdings

Tony Santos, Marlene Moore, and William & Elizabeth Benoit attended the meeting. The purpose of this meeting is to consider an application for a subdivision. Clerk-Treasurer Administrator Loveland informed all present that notices of this public meeting had been sent to all land owners and agencies having an interest, as per the requirement under The Planning Act. Draft approval had been previously granted, but the time period has elapsed., and as required by the Ministry, Mr. Santos is required to file a new application. Correspondence has been received from LTVCA with no objections being noted. William Benoit, who resides on Margaret Street has concerns about opening this street due to the volume of traffic and speed of vehicles. Marlene Moore has concerns regarding the additional homes and the ability of emergency services to respond quickly. Mrs. Moore also requested “no exit” and “children at play” signs on both Nancy and Margaret Streets. Another concern voiced was in regard to adequate drainage. The Clerk-Treasurer Administrator stated that approvals for sewer and waterlines have been completed. The Clerk-Treasurer Administrator also stated that drainage for Phase II will not be the same as in Phase I. In Phase 1, the eaves trough water and sump pump water was routed back into the ground to recharge it. Although this works well, Phase 2 will require each have a stub to drain their water into the drain. The Clerk-Treasurer Administrator also explained that this public meeting is required in order to have concerns voiced and forwarded to the Ministry of Municipal Affairs & Housing. The storm water retention pond would take care of water. Mr. Santos says he cut grass until last year, and has only seen a foot of water in the retention pond. He didn’t feel that an additional 29 residences would make much difference. At this point in time, the service road is blocked to vehicular traffic, but it will be opened up so construction vehicles will not be driving on the established Margaret or Nancy Streets. The walkway will be opened up temporarily and then closed off permanently. The Municipality would be responsible for “no exit” or “children at play” signs. The Clerk-Treasurer Administrator explained the appeal process, and also advised those present that they could put their concerns in writing and send them to the Ministry. The Ministry could give this draft approval, with conditions such as requiring a development agreement.

**09.10.08**      **MOVED by McWilliam and SECONDED by Page THAT the Public Meeting to consider application 34T04001 close at 7:25 p.m.**

**CARRIED**

**09.10.08**      **MOVED by Page and SECONDED by McWilliam THAT the Public Meeting to consider an application to remove the Holding Provision on a portion of land described as Lot 12, Concession 7 filed by Evelyn McCaffery open at 7:35 p.m.**

**CARRIED**

Public Meeting – Evelyn McCaffery

Leo & Evelyn McCaffery attended the meeting. The purpose of this meeting is to remove the Holding Provision (h) from a portion of the Hamlet Residential (HR) Zone for the subject lands located on the west side of Currie Road, Lot 12, Concession 7, in the Hamlet of Wallacetown. The portion of the property to have the holding provision removed is approximately 69 metres by 180 metres in area and is located in the north corner of the property that abuts Currie Road. The overall area of the subject property is approximately 22.02 ha (54.42 acres). Clerk-Treasurer Administrator Loveland informed all present that notices of this public meeting had been sent to all land owners and agencies having an interest, as per the requirement under The Planning Act. Correspondence was received from LTVCA with no concerns being noted. Council discussed this application and decided to remove the holding provision only on the lot used to build a residence on.

**09.10.10**      **MOVED by Fleck and SECONDED by Yokom THAT the Council Meeting reconvene at 7:45 p.m.**

**CARRIED**

**09.10.11**      **MOVED by Yokom and SECONDED by McWilliam THAT the Public Meeting to consider an application to remove the Holding Provision on a portion of land described as Lot 12, Concession 7 filed by Evelyn McCaffery closes at 7:45 p.m.**

**CARRIED**

Proposed By-Law

Council reviewed By-Law #2009-44

**09.10.12**      **MOVED by McWilliam and SECONDED by Yokom THAT By-law 2009-44, a by-law to amend by-law 2004-24 as it effects a portion of Lot 12, Concession 7, located in the Hamlet of Wallacetown be read a first, second and third time and passed.**

**CARRIED**

## ADMINISTRATOR'S REPORTS

### Sewer Project

Council was given copies of two proposals for engineering costs for our sewer improvement projects. The first proposal is for engineering of the pumping station and force main and is estimated at \$22,100.00. This amount is approximately 10% of the proposed cost. The second proposal is for the changes to our sewer treatment plant. The engineering proposal is for \$92,000.00, which is approximately 13% of the proposed cost. The Clerk-Treasurer Administrator recommended that Council accept the proposals from Dillon Consulting based on the reasonable quotes, and their expertise to carry out this work.

**09.10.13      MOVED by Fleck and SECONDED by Yokom THAT the firm of Dillon's Consulting be hired to undertake the engineering for our sewer improvement project.**

**CARRIED**

### Accessibility Training

The Clerk-Treasurer Administrator has reviewed Ontario Regulation 429/07 which establishes accessibility standards for customer services. The municipality must establish policies, practices and procedures governing the provision of services to persons with disabilities. Section 6 of the regulation requires that every person who deals with members of the public must take the required training. The County of Elgin will be offering this training, but it would seem more feasible to have in-house training, rather than having staff all travel to St. Thomas.

### Financial Reports

Council reviewed a financial report dated March 31, 2009 which included all operating and capital costs. Our total expenses are considerably higher than our income caused by our water capital costs for the ComRIF program. We have spent \$1,354,000 on water capital and have received \$750,000 in grant income. This results in the major difference.

**09.10.14      MOVED by McWilliam and SECONDED by Fleck THAT the meeting adjourn to enter into a closed session to discuss property matters.**

**CARRIED**

### Closed Session

Council discussed property matters.

**09.10.15      MOVED by Yokom and SECONDED by Fleck THAT the closed session end and the regular session reconvene.**

**CARRIED**



Drain Repairs

Council reviewed the following drainage complaints.

**09.10.18**      **MOVED** by McWilliam and **SECONDED** by Page **THAT** the following **Drainage Complaints** be placed in the hands of Brent Clutterbuck for repair:

<b>Kevin McMillan</b>	<b>Marsh Drain</b>
<b>A. Bruce McCallum</b>	<b>Kerr Drain</b>
<b>John E. Giles</b>	<b>McFarlane Extension</b>

**CARRIED**

Proposed By-Law

Council reviewed By-Law #2009-38.

**09.10.19**      **MOVED** by Page and **SECONDED** by McWilliam **THAT** By-law 2009-38, being a by-law to authorize the purchase of a grader be read a first, second and third time and passed.

**CARRIED**

Council reviewed By-Law #2009-39.

**09.10.20**      **MOVED** by Yokom and **SECONDED** by Fleck **THAT** By-law 2009-39, a Tile Drainage Rating by-law be read a first, second and third time and passed.

**CARRIED**

**09.10.21**      **MOVED** by Fleck and **SECONDED** by Yokom **THAT** the Municipality of Dutton/Dunwich authorize the Clerk Treasurer Administrator to offer to sell Debenture #07-09 in the principle amount of \$24,400.00 to the Treasurer of Ontario as authorized in By-law 2009-39 of the Municipality. The principle amount of this aggregate amount of the individual loans and is no more than 75% of the actual cost.

**CARRIED**

Council reviewed By-Law #2009-43

**09.10.22**      **MOVED** by Page and **SECONDED** by McWilliam **THAT** By-law 2009-43, being a by-law to assume the ownership of McKillops Cemetery be read a first, second and third time and passed.

**CARRIED**

Council reviewed By-Law #2009-41

**09.10.23**      **MOVED** by Page and **SECONDED** by Yokom **THAT** By-law 2009-41, being a by-law to enter into an agreement for Waste Disposal in the Municipality be read a first, second and third time and passed.

**CARRIED**

Council reviewed By-Law #2009-42

**09.10.24**      **MOVED** by Page and **SECONDED** by McWilliam **THAT** By-law 2009-42, being a by-law to establish remuneration rates for employees be read a first, second and third time and adopted.

**CARRIED**

Date for Next Meeting

July 8, 2009 – 9:00 p.m.

July 22, 2009 – 5:00 p.m.

**09.10.25**      **MOVED** by Yokom and **SECONDED** by Fleck **THAT** By-law 2009-40 being a by-law to confirm and proceedings of the Municipal Council of the Corporation of Municipality of Dutton/Dunwich be read a first, second and third time and passed.

**CARRIED**

Adjournment

**09.10.26**      **MOVED** by McWilliam and **SECONDED** by Page **THAT** the meeting of the Council of the Municipality of Dutton/Dunwich adjourn at 9:05 p.m.

**CARRIED**

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**Mayor**

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**Clerk Treasurer Administrator**