



Municipality of West Elgin

Minutes

Council Meeting

November 8, 2018 – 9:30 a.m.

Council Chambers, West Elgin Municipal Building

Present: Mayor Wiehle
Deputy Mayor Bodnar
Councillor Leatham
Councillor Seman
Councillor Wolf

Staff Present: G. Scharback, CAO/Clerk
M. Badura, Treasurer
L. Gosnell, Public Works Superintendent
J. Slater, Fire Chief/Recreation Superintendent
T. Mahon, Drainage Superintendent
M. Kalita, Utilities Manager
J. Nethercott, Deputy Clerk

1. Call to Order

Mayor Wiehle called the meeting to order at 9:30 am

2. Adoption of Agenda

Resolution No. 432

Moved: Deputy Mayor Bodnar

Seconded: Councillor Leatham

That Council adopt the revised agenda as presented.

Disposition: Carried

Resolution No. 434

Moved: Councillor Leatham

Seconded: Deputy Mayor Bodnar

That the Council of the Corporation of the Municipality of West Elgin proceeded in Closed Session at 9:35 a.m. in order to address matters pertaining to an identifiable individual, including municipal or local board employees.

Disposition: Carried

Mayor Wiehle reported that Council addressed matters pertaining to an identifiable individual, including a municipal or local board employee and that direction was given to staff.

Council reconvened in Open Session at 9:48 a.m.

3. Disclosure of Pecuniary Interest

None

4. Public Meeting

None

5. Delegations

6. Minutes

Resolution No. 433

Moved: Councillor Leatham

Seconded: Councillor Seman

That minutes of the Council meeting on October 11, 2018 be adopted as circulated and printed.

Disposition: Carried

7. Business Arising from Minutes

8. Staff Reports

8.1. Building

8.2. By-Law Enforcement

8.3. Emergency Management/ Fire

8.3.1. J. Slater, Fire Chief – West Elgin Monthly Fire Report

Resolution No. 435

Moved: Councillor Seman

Seconded: Councillor Leatham

That West Elgin Council receive and file the report from J. Slater, Fire Chief re: West Elgin Monthly Fire Report.

Disposition: Carried

8.4. Municipal Drains

8.3.2. T. Mohan, Drainage Superintendent - Award Tender Har-De-Bo Municipal Drain Maintenance

Resolution No. 436

Moved: Deputy Mayor Bodnar

Seconded: Councillor Leatham

That West Elgin Council receives the report from T. Mohan, Drainage Superintendent re: Har-De-Bo Municipal Drain; and

That West Elgin Council hereby award the tender for the maintenance of the Har-De-Bo Municipal Drain to the lowest bidder, AG Hayter Contracting Ltd., in the amount of \$37,742.00 plus applicable taxes

Disposition: Carried

- 8.3.3. T. Mohan, Drainage Superintendent – Award Tender Leibner Municipal Drain Maintenance

Resolution No. 437

Moved: Councillor Seman

Seconded: Councillor Wolf

That West Elgin Council receives the report from T. Mohan, Drainage Superintendent re: Leibner Municipal Drain; and

That West Elgin Council hereby award the tender for the maintenance of the Leibner Municipal Drain to the lowest bidder, J & L Henderson Ltd., in the amount of \$15,950.00 plus applicable taxes

Disposition: Carried

- 8.3.4. T. Mohan, Drainage Superintendent – Award Tender Mc Millan Municipal Drain Maintenance

Resolution No. 438

Moved: Deputy Mayor Bodnar

Seconded: Councillor Leatham

That West Elgin Council receives the report from T. Mohan, Drainage Superintendent re: Mc Millan Municipal Drain; and

That West Elgin Council hereby award the tender for the maintenance of the Mc Millan Municipal Drain to the lowest bidder, J & L Henderson Ltd., in the amount of \$43,084.50 plus applicable taxes.

Disposition: Carried

- 8.3.5. T. Mohan, Drainage Superintendent - Award Tender Wilton Municipal Drain No. 2 Maintenance

Resolution No. 439

Moved: Councillor Seman

Seconded: Councillor Leatham

That West Elgin Council receives the report from T. Mohan, Drainage Superintendent re: Wilton Municipal Drain No. 2; and

That West Elgin Council hereby award the tender for the maintenance of the Wilton Municipal Drain No. 2 to the lowest bidder, J & L Henderson Ltd., in the amount of \$118,782.16 plus applicable taxes

Disposition: Carried

- 8.3.6. T. Mohan, Drainage Superintendent - Award Tender Staddon Municipal Drain Maintenance

Resolution No. 440

Moved: Councillor Leatham

Seconded: Deputy Mayor Bodnar

That West Elgin Council receives the report from T. Mohan, Drainage Superintendent re: Staddon Municipal Drain; and

That West Elgin Council hereby award the tender for the maintenance of the Staddon Municipal Drain to the lowest bidder, Timmermans Construction and Excavating, in the amount of \$18,640.00 plus applicable taxes

Disposition: Carried

- 8.5. Public Works

- 8.5.1. L. Gosnell, Public Works Superintendent

Resolution No. 441

Moved: Councillor Seman

Seconded: Deputy Mayor Bodnar

That West Elgin Council receive and file the report from L. Gosnell, Public Works Superintendent re: October Roads Monthly Report.

Disposition: Carried

- 8.6. Recreation

- 8.6.1. J. Slater, Recreation Superintendent – West Elgin Monthly Recreation Report

Resolution No. 442

Moved: Councillor Seman

Seconded: Deputy Mayor Bodnar

That West Elgin Council receive the report from J. Slater, Recreation Superintendent re: West Elgin Monthly Recreation Report; and

That West Elgin Council approve the parade route for the 2018 Santa Claus Parade; and

That West Elgin Council files the monthly report.

Disposition: Carried

8.7. Treasury

8.8. Planning

8.11.1. T. Pillon-Abbs, Planner – Proposed Consent Application E83/18 – V/L Catherine Road

Resolution No. 443

Moved: Councillor Seman

Seconded: Councillor Wolf

That Council of the Municipality of West Elgin recommend approval to the Land Division Committee of the County of Elgin for proposed severance application E 83/18 located on Concession 9, Lot 17, V/L Catherine Road, provided the following conditions are included:

- a) **That Municipal drain re-apportionments (if required) have occurred;**
- b) **That requirements of the road authority regarding access and/or drainage have been met;**
- c) **That taxes have been paid in full;**
- d) **That two copies of the registered survey have been provided to the Municipality; and,**
- e) **That the solicitor provides an undertaking that a copy of the registered deed for the severed lands once the transaction has occurred will be provided to the Municipality.**

Disposition: Carried

8.11.2. T. Pillon-Abbs, Planner – Proposed Consent Application E87/18 – 20207 Marsh Line

Resolution No. 444

Moved: Deputy Mayor Bodnar

Seconded: Councillor Seman

That Council of the Municipality of West Elgin recommend approval to the Land Division Committee of the County of Elgin for the proposed severance application E 87/18 located on Concession 10, North Part Lot B, 20207 Marsh Line, provided the following conditions are included:

- a) **That a Zoning By-law Amendment is in force and effect for the severed and retained parcels;**
- b) **That the owner has the necessary review and assessment conducted on the existing sewage disposal system to confirm its adequacy and/or necessary replacement;**
- c) **That Municipal drain re-apportionments (if required) have occurred;**

- d) That requirements of the Municipal Road Department regarding access and/or drainage have been met;
- e) Water and/or sewer connection fees, if applicable have been paid;
- f) That taxes have been paid in full;
- g) That two copies of the registered survey have been provided to the Municipality; and,
- h) That the solicitor provides an undertaking that a copy of the registered deed for the severed lands once the transaction has occurred will be provided to the Municipality.

Disposition: Carried

8.9. Wastewater

- 8.12.1. S. Smith, OCWA – Rodney Wastewater Treatment Plant Third Quarter Update

Resolution No. 445

Moved: Councillor Leatham

Seconded: Councillor Seman

That West Elgin Council receive and file the report from S. Smith of OCWA re: Rodney Wastewater Treatment Plant Third Quarter Update.

Disposition: Carried

- 8.12.2. S. Smith, OCWA – West Lorne Wastewater Treatment Plant Third Quarter Update

Resolution No. 446

Moved: Deputy Mayor Bodnar

Seconded: Councillor Wolf

That West Elgin Council receive and file the report from S. Smith of OCWA re: West Lorne Wastewater Treatment Plant Third Quarter Update.

Disposition: Carried

8.10. Water

- 8.13.1. S. Smith, OCWA – West Elgin Water Distribution System Operations Third Quarter Update

Resolution No. 447

Moved: Councillor Leatham

Seconded: Councillor Seman

That West Elgin Council receive and file the report from S. Smith of OCWA re: West Elgin Distribution System Operations Third Quarter Report.

Disposition: Carried

8.13.2. M. Kalita, Utilities Manager – Invoice for repair at 220 Graham Road

Resolution No. 448

Moved: Councillor Seman

Seconded: Councillor Leatham

That West Elgin Council receive the report from M. Kalita, Utilities Manager re: Invoice for repair at 220 Graham Road; and

West Elgin Council hereby reimburse Mr. Dowling for the invoice from Madaco Excavating in the amount of \$1850.00 plus applicable taxes, to repair the water service at 220 Graham Road.

Disposition: Carried

Council recessed at 10:32 am and reconvened at 10:45 am.

8.15 Administration

8.15.1. G. Scharback, CAO/Clerk – Apportionment of Drainage Assessment Due to Severance of Land

Resolution No. 449

Moved: Councillor Seman

Seconded: Councillor Leatham

That West Elgin Council receives the report from G. Scharback, CAO/Clerk re: Apportionment of Drainage Assessment Due to Severance of Land, Pursuant to Section 65(2) of the *Drainage Act, R. S. O. 1990*; and

That West Elgin Council hereby approves the Apportionment of the Drainage Assessment Agreement for the Government Municipal Drain No. 1, North as presented.

Disposition: Carried

8.15.2. G. Scharback, CAO/Clerk – Apportionment of Drainage Assessment Due to Severance of Land

Resolution No. 450

Moved: Deputy Mayor Bodnar

Seconded: Councillor Seman

That West Elgin Council receives the report from G. Scharback, CAO/Clerk re: Apportionment of Drainage Assessment Due to Severance of Land, Pursuant to Section 65(2) of the *Drainage Act, R. S. O. 1990*; and

That West Elgin Council hereby approves the Apportionment of the Drainage Assessment Agreement for the Government Municipal Drain No. 1, South as presented.

Disposition: Carried

- 8.15.3. G. Scharback, CAO/Clerk – Apportionment of Drainage Assessment Due to Severance of Land

Resolution No. 451

Moved: Deputy Mayor Bodnar

Seconded: Councillor Seman

That West Elgin Council receives the report from G. Scharback, CAO/Clerk re: Apportionment of Drainage Assessment Due to Severance of Land, Pursuant to Section 65(2) of the *Drainage Act, R. S. O. 1990*; and

That West Elgin Council hereby approves the Apportionment of the Drainage Assessment Agreement for the Mortier Municipal Drain as presented.

Disposition: Carried

- 8.15.4. G. Scharback, CAO/Clerk – Apportionment of Drainage Assessment Due to Severance of Land

Resolution No. 452

Moved: Councillor Leatham

Seconded: Councillor Seman

That West Elgin Council receives the report from G. Scharback, CAO/Clerk re: Apportionment of Drainage Assessment Due to Severance of Land, Pursuant to Section 65(2) of the *Drainage Act, R. S. O. 1990*; and

That West Elgin Council hereby approves the Apportionment of the Drainage Assessment Agreement for the Zoller Municipal Drain as presented.

Disposition: Carried

- 8.15.5. G. Scharback, CAO/Clerk – Apportionment of Drainage Assessment Due to Severance of Land

Resolution No. 453

Moved: Councillor Seman

Seconded: Councillor Leatham

That West Elgin Council receives the report from G. Scharback, CAO/Clerk re: Apportionment of Drainage Assessment Due to

Severance of Land, Pursuant to Section 65(2) of the *Drainage Act, R. S. O. 1990*; and

That West Elgin Council hereby approves the Apportionment of the Drainage Assessment Agreement for the Devine Municipal Drain as presented.

Disposition: Carried

- 8.15.6. G. Scharback, CAO/ Clerk – Award Tender West Lorne Pollution Control Plant Upgrades

Resolution No. 454

Moved: Councillor Leatham

Seconded: Deputy Mayor Bodnar

That West Elgin Council receives the report from G. Scharback, CAO/Clerk re: West Lorne Water Pollution Control Plant Upgrade; and

That West Elgin Council hereby accepts the recommendation of RV Anderson Associates Limited and awards the West Lorne Water Pollution Control Plant Upgrade tender to K & L Construction Limited at a price of \$2,284,600.00 plus \$185,400.00 of additional contingency items for a total of \$2,470,000.00 plus applicable taxes.

Disposition: Carried

- 8.15.7. G. Scharback, CAO/Clerk & Steve Storr, PGPT Manager – Port Glasgow Trailer Park Update for information

Resolution No. 455

Moved: Deputy Mayor Bodnar

Seconded: Councillor Seman

That West Elgin Council receives the report from G. Scharback, CAO/Clerk & Steve Storr, PGPT Manager re: Port Glasgow Trailer Park Update for information.

Disposition: Carried

9. Accounts

Resolution No. 456

Moved: Deputy Mayor Bodnar

Seconded: Councillor Leatham

That the Mayor and Treasurer are hereby authorized to sign Payment Voucher #11 amounting to \$548,136.55 in settlement of General, Road, Water and Arena Accounts (including cheques # 24566-24618 & EFT# 746-837 & online Payments# 103-128).

Disposition: Carried

10. Notice of Motion

None

11. Council Announcements

Deputy Mayor Bodnar reported that there were 120 kids on Halloween at old jail in Rodney and that the Home for Christmas Shopping Event starts on November 16 and runs until December 1, 2018. There are prizes to be won for shopping locally.

Councillor Wolf reported that West Lorne Fire Department's annual boot drive for Muscular Dystrophy is on Nov 17 from 7:30 am to noon at the intersection of Graham and Pioneer in West Lorne.

12. Correspondence

- 12.1. **Rural Ontario Municipal Association** – Call for Nominations for ROMA Board of Directors
- 12.2. **County of Elgin** – Recreational Trails Consultation
- 12.3. **Federation of Canadian Municipalities** - National Broadband Internet Strategy
- 12.4. **Lower Thames Conservation Authority** – Board of Directors Minutes
- 12.5. **Lower Thames Source Protection** – Thames-Sydenham and Region Source Protection Meeting Minutes
- 12.6. **Township of McKellar** – Resolution regarding Governance Models
- 12.7. **City of St Thomas** – Support of Elgin Hospice Project

Resolution No. 457

Moved: Councillor Leatham

Seconded: Deputy Mayor Bodnar

That staff prepare and send a letter of support to St. Joseph's Health Care Society indicating the Council of West Elgin's support for the request of Southwest LHIN and Elgin Residential Hospice Planning Committee to the Ministry of Health and Long-Term Care for funding to establish a residential hospice within Elgin County.

Disposition: Carried

- 12.8. Optimist Club of West Lorne – Request for assistance with Santa Claus Parade

Resolution No. 458

Moved: Councillor Seman

Seconded: Councillor Leatham

That West Elgin Council hereby supports the road closures and will provide pylons and barriers as well as pays costs associated to the West Lorne Santa Claus parade based on invoices submitted.

Disposition: Carried

- 12.9. Rodney Minor Soccer – Request for discounted or waived fees for West Elgin Recreation Centre for indoor soccer

- 12.10. Tiny Tots Co-operative Nursery School – Request to waive rental fees for West Elgin Recreation Centre for stroller walk
- 12.11. West Elgin Youth Task Team - Grant Application
- 12.12. Royal Canadian Legion Br 221 – Request for Remembrance Day

Moved: Councillor Seman
Seconded: Councillor Leatham

West Elgin Council hereby supports the request of the West Lorne Legion Br 221 for support for Remembrance Day services; and That Mayor Wiehle will attend the service in Rodney to lay the wreath on behalf of the Municipality and that Councillor Wolf will attend the service in West Lorne to lay a wreath on behalf of the Municipality.

Disposition: Carried

Resolution No. 459

Moved: Councillor Seman
Seconded: Deputy Mayor Bodnar

That West Elgin Council receive and file all correspondence not otherwise dealt with.

Disposition: Carried

13. Closed Session

13.1.

Resolution No. 460

Moved: Councillor Seman
Seconded: Deputy Mayor Bodnar

That the Council of the Corporation of the Municipality of West Elgin hereby proceed in Closed Session at 11:14 am in order to address matters pertaining to an identifiable individual, including municipal or local board employees.

Disposition: Carried

Council Reconvened in Open Session at 11:40 am

14. Report from Closed Session

Mayor Wiehle reported that Council addressed matters pertaining to an identifiable individual, including a municipal or local board employee and that direction was given to staff.

15. By-Laws

- 15.1. By-Law 2018-81 – Execution of Agreement with West Lorne Lawn Bowlers Club

Resolution No. 461

Moved: Councillor Wolf

Seconded: Councillor Seman

That By-Law 2018-81 being a By-Law to authorize the execution of an agreement between the West Lorne Lawn Bowlers Club and the Corporation of the Municipality of West Elgin, be read a first, second and third and final time.

Disposition: Carried

16. Confirming By-Law

16.1. By-Law 2018-82 – Confirming By-law

Resolution No. 462

Moved: Deputy Mayor Bodnar

Seconded: Councillor Leatham

That By-Law 2018-82 being a By-Law to confirm the proceedings of the meeting of council held on November 8, 2018, be read a first, second and third and final time.

Disposition: Carried

17. Adjournment

Resolution No. 463

Moved: Councillor Seman

Seconded: Councillor Wolf

That Council of the Corporation of the Municipality of West Elgin hereby adjourn at 11:41 a.m. to meet again at 9:30 a.m. on November 22, 2018 or at the call of the Chair.

Disposition: Carried

Bernie Wiehle
Mayor

Jana Nethercott
Deputy Clerk