



TOWN OF INGERSOLL COUNCIL MINUTES

Regular meeting of the Council of the Town of Ingersoll held at 6:00 p.m. in the Council Chambers, 130 Oxford St. on Monday, March 12, 2007.

PRESENT: Mayor Paul Holbrough
Deputy Mayor Freeman
Councillors: Fortner (leaves 9:45 p.m.), Hunt, Lesser and Van Kooten-Bossence

Also Present: James Timlin, Chief Administrative Officer
Elaine Clark, Clerk-Deputy Administrator
Gene McLaren, Engineering Co-Ordinator
Don Johnson, Chief Building Official
Darell Parker, Fire Chief
Bonnie Ward, Director of Parks & Recreation
Peter Rigby, Economic Development Officer
Earl Lantz, Treasurer
John Tapley, Ingersoll Times

DECLARATION OF CONFLICT

Councillor Freeman declares a conflict of interest on Legal & Personnel Item 18 (f) Legal Opinion – Patton, Cormier & Associates – Transfer of privately owned lands By-law 07-4353 due to pecuniary interest.

MINUTES

Moved by Councillor Hunt; seconded by Councillor Lesser

C07-03-059 That the Minutes from the Council Meeting and Public Meeting of February 12, 2007 and the Special council Meeting of March 5th, 2007 be adopted as printed and circulated.

CARRIED

ADDITIONS TO AGENDA

Legal & Personnel – 18 (f) Release of Covenant – Samnah Cres.
Legal Opinion – Patton, Cormier & Associates – Transfer of privately owned lands

CORRESPONDENCE & COMMUNICATION

Moved by Deputy Mayor Freeman; seconded by Councillor Fortner

C07-03-060 That the following correspondence be noted and filed:

- a) Oxford County – Updated Emergency Response Plan
- b) Oxford County – Notice of Public Meeting for 2007 Water & Wastewater Rates
- c) Ministry of Labour – Workplace Ergonomic related injuries
- d) Ministry of Municipal Affairs – Greenbelt's 2nd Anniversary
- e) Hillside Kennels Animal Control – 2006 Summary
- f) OSUM – 2007 Conference & Trade Show, May 2nd – 4th, 2007 in Midland
- g) Note of appreciation – McLaren Family
- h) AMO – COMRIF Asset Management Program deadline March 31, 2007; Report on January 2007 Board meeting; Rural-Northern Discussion paper; use of enhanced 911 information for community notification services; Invitation to a provincial forum against racism and discrimination; AMO Conference Notice

CARRIED

ACCOUNTS – RESOLUTIONS

Moved by Councillor Lesser; seconded by Councillor Hunt

C07-03-061 That the following Disbursement Sheets be approved for payment:

2007-094 through 2007-145

CARRIED

STAFF REPORTS

Moved by Councillor Van Kooten-Bossence; seconded by Councillor Fortner

C07-03-062 That Council do now go into Committee of the Whole

CARRIED

Council in Committee of Whole, Deputy Mayor Freeman in the Chair.

While in Committee of Whole, Committee reviewed the Monthly and Special Staff Reports.

Moved by Councillor Hunt; seconded by Councillor Lesser

C07-03-063 That the Committee do now rise.

CARRIED

RECESS: 6:57 P.M.

RESUME: 7:17 P.M.

Deputy Mayor Freeman assumes the Chair.

Moved by Councillor Lesser; seconded by Councillor Hunt

C07-03-064 That the following Monthly Staff Reports be received:

a)	Public Works Report No.	PW-024/07
b)	Building Report No.	B-025/07
c)	Fire Service Report No.	F-026/07
d)	Engineering Report No.	ENG-027/07
e)	Parks & Recreation Report No.	R-028/07
f)	Development Report No.	D-029/07
g)	Administrator's Report No.	A-030/07
h)	Clerk's Report No.	C-031/07

CARRIED

Moved by Councillor Fortner; seconded by Councillor Van Kooten-Bossence

C07-03-065 That Council approve Ingersoll's 1st Annual Volunteer Appreciation Night to be held on Thursday, April 19th, 2007 from 7 to 9 p.m. at the Senior's Activity Centre;

AND further that \$1,500 be allocated in the 2007 Operating Budget to cover the proposed expenditures.

CARRIED

Moved by Councillor Fortner; seconded by Councillor Van Kooten-Bossence

C07-03-066 That Council authorize Administration to further investigate the Parking Enforcement issue pending receipt and review of the renewal agreements and discussion with the BIA.

CARRIED

Moved by Councillor Fortner; seconded by Councillor Van Kooten-Bossence

C07-03-067 Be it resolved that the following individuals be appointed to the Town of Ingersoll Cultural Committee:

Ted Comiskey, Michael Hennessy, Pat Frey, Lori Stapleton, Cathy Mott, Rick Debackere, Jon Bowman, Mike Bowman, Ann Campbell, Sarah Hill, Bev Martin, Don Wolan, Shirley Lovell, Heather MacIntosh, Councillor Gordon Lesser and one representative from ITOPA

and further that the necessary by-law be prepared.

CARRIED

Councillor Hunt assumes Chair for Resolution C07-03-068.

Moved by Deputy Mayor Freeman; seconded by Councillor Van Kooten-Bossence

C07-03-068 That Council of the Town of Ingersoll adopt the Final Report on the Storm Water Management Strategy Study.

CARRIED

Deputy Mayor Freeman assumes the Chair.

RESOLUTIONS AND CORRESPONDENCE

Moved by Councillor Lesser; seconded by Councillor Hunt

C07-03-069 That the request from the Creative Arts Centre to block off the parking area outside the Centre on May 12th, 2007 to host a plant sale and junk in the trunk sale be approved.

CARRIED

Moved by Councillor Van Kooten-Bossence; seconded by Councillor Fortner

C07-03-070 That Council has no comments on the Township of Zorra's application for Zone Change (ZON 5-06-2)

CARRIED

Mayor Holbrough resumes Chair of the Meeting.

Moved by Deputy Mayor Freeman; seconded by Councillor Fortner

C07-03-071 That the request received from Lionel Ulrich, on sign by-law enforcement, be referred to the By-Law Committee for comments and recommendations.

CARRIED

Moved by Councillor Hunt; seconded by Councillor Lesser

C07-03-072 That the request from Lloyd Finley be deferred pending receipt of the report on St. Andrews.

CARRIED

Moved by Councillor Fortner; seconded by Councillor Van Kooten-Bossence

C07-03-073 That the lands consisting of Block 3, Registered Plan 41M-230, being Parts 1-8 (inclusive), Plan 41R-7975 (Cherry St.), be exempted from Part Lot Control and that the County be requested to enact the necessary exempting by-law as well as entering into a standard Part Lot Control Agreement with the applicant (Reeves Realty Corporation).

CARRIED

Moved by Councillor Van Kooten-Bossence; seconded by Councillor Fortner

C07-03-074 That Council adopt the Town of Ingersoll 2006-07 Accessibility Plan.

CARRIED

Moved by Deputy Mayor Freeman; seconded by Councillor Fortner

C07-03-075 That the request from Cory Parrow to host a road race, as presented in Ingersoll on August 26th, 2007 not be approved but that consideration be given to a revised route as proposed by the OPP with the following conditions being imposed:

1. Any exhibiting vendors are required to post Certificates of Insurance with the Town as an additional insured.
2. One of the organizers undertake the Barricade Training provided by the Public works Department;
3. That Special Event CGL insurance with the Town as an additional insured be obtained and filed with the town;
4. Confirmation that adequate volunteers, policing and St. John's Ambulance will be on site during the race.
5. A tour of the route with the Superintendent of Public Works is undertaken to mitigate potential trip hazards;
6. A re-submission of the route and confirmation that all conditions can be met be forwarded to Council for approval.

CARRIED

Moved by Councillor Lesser; seconded by Councillor Hunt

C07-03-076 That Council request that County Council defer the consideration of the Natural Heritage Study for a period of one (1) month to allow for further consideration by the Town of Ingersoll following a meeting with UTRCA on March 21st, 2007.

CARRIED

Moved by Councillor Van Kooten-Bossence; seconded by Councillor Fortner

C07-03-077 That the request from the Ingersoll Recreational Trails Committee to increase the size of the Committee by a second Council representative be approved.

CARRIED

Moved by Deputy Mayor Freeman; seconded by Councillor Fortner

C07-03-078 That the request from 1st Ingersoll TEA to close Frances St. from Oxford St. to the first corner on April 14, 2007 from 8 a.m. to 3 p.m. for the 4th Annual TEA Racing Challenge at St. James Church be approved subject to receipt of proof of insurance with the town named as additional insured.

CARRIED

Moved by Councillor Fortner; seconded by Councillor Van Kooten-Bossence

C07-03-079 That the recommendation from Oxford County Council on Oxford's Economic Strategy be received and further that a Committee be established to review the proposed strategy with representatives from the Townships of Zorra and South West Oxford.

CARRIED

Moved by Councillor Fortner; seconded by Councillor Lessr

C07-03-080 That the proposed User Fee increases for the Building Department and Public Works Department be incorporated into the 2007 Operating Budget.

CARRIED

BY-LAWS

Moved by Councillor Fortner; seconded by Councillor Van Kooten-Bossence

C07-03-081 That the following by-laws be introduced, read a first and second time:

- a) By-Law No. 07- 4350 Being a by-law to increase the membership of the Ingersoll Police Service Board to 5 members from 3 members
- b) By-Law No. 07- 4351 To enter into a Façade Agreement with Rochdale Credit Union
- c) By-Law No. 07- 4352 To authorize sale of land Part of Block 3, RP 41M-129 Samnah Cres (Shane Johnston)
-)
- e) By-Law No. 07-4354 A by-law to assign the Agreement for the provision of ParaTransit Service to Old Time Taxi

And that constitutes the first and second reading of the by-law.

CARRIED

Moved by Councillor Fortner; seconded by Councillor

C07-03-082 That By-law Nos. 07-4350 to 07-4354 (excluding By-law No. 07-4353), be now read a third time, passed signed and sealed and that this constitutes the third reading.

CARRIED

Due to a conflict of interest, the Deputy Mayor Freeman leaves his chair

Moved by Councillor Fortner; seconded by Councillor Van Kooten-Bossence

C07-03-083 That the following by-laws be introduced, read a first and second time:

By-Law No. 07- 4353 By-law to rescind By-Law No. 04-4198 (Sale of pt of Helen St. to County Contracting

CARRIED

Moved by Councillor Fortner; seconded by Councillor

C07-03-084 That By-law Nos. 07-4353 be now read a third time, passed signed and sealed and that this constitutes the third reading.

CARRIED

Deputy Mayor Freeman resumes his chair.

DEPUTATIONS & PRESENTATIONS

1. Gail MacKay, MOCHA Shriner

Mr MacKay, on behalf of the MOCHA Shriners, appears before Council to provide background information on the organization and their fundraising efforts to maintain the 22 hospitals in North America. The highlight of the year is the Spring Ceremonial whereupon a new CEO is elected. The annual event is scheduled to be held in Ingersoll in 2008 and the organization is respectfully requesting that Council contribute \$1,750 to offset the rental of the Arena.

Mayor Holbrough expresses his appreciation to Mr. MacKay and the Shriners for their continued community wellbeing.

2. Ted Comiskey – Recognition of Yvonne Holmes (Bonnie) Mott

Mr. Ted Comiskey appears to request that Council give consideration in honouring the memory of Yvonne (Bonnie) Mott, a person who protected the name of the veterans, participated in the success of the winter lights, local festivals, James McIntyre Poetry Contest, retention of Alexandra Hospital to name a few, by naming Memorial Park to the “Yvonne Holmes Mott Memorial Park”. Mr. Comiskey volunteers to lead the fundraising committee to construct and erect a storyboard outlining her accomplishments.

Mayor Holbrough notes that the description of Bonnie’s contribution and legacy to this community is one to be remembered and thanks Mr. Comiskey for his presentation.

3. Ian Wilcox, UTRCA 2007 Budget

Mr. Wilcox, General Manager of UTRCA reviews the UTRCA’s accomplishments and expresses his appreciation for Council’s re-appointment of Councillor Hunt to maintain continuity on the Authority. Mr. Wilcox discusses the challenges before the Conservation Authority to maintain their level of revenue. Upper Thames has one of the lowest municipal levies in the province by providing contractual services. However, lately grants have decreased and competition on contract service has increased and administrative requirements have made this avenue of revenue not profitable. The Board put forth a balanced funding plan over the next 4 years by increasing the levy by 21% over the next 2 years and then maintaining the budget with a minimal increase over the next 2 years.

BUSINESS ARISING FROM DEPUTATIONS & PRESENTATIONS

Moved by Councillor Hunt; seconded by Councillor Lesser

C07-03-085 That the request from Gail MacKay for financial relief to host the 2008 MOCHA Shriners Spring Ceremonial in the amount of \$1,750 be approved.

CARRIED

Moved by Councillor Lesser; seconded by Councillor Hunt

C07-03-086 That the request from Ted Comiskey to honour the memory of Yvonne Holmes Mott by re-naming Memorial Park to the “Yvonne Holmes Mott Memorial Park” be deferred to the April 16th, 2007 Council Meeting for further report by the Chief Administrative Officer.

CARRIED

Moved by Councillor Hunt; seconded by Councillor Lesser

C07-03-087 That the UTRCA 2007 Budget Report be received.

CARRIED

GENERAL COMMENTS

Councillor Fortner informs Council that his brother-in-law David Hutchinson will returning in April with the Ministry of Defence flying him and a member from Woodstock home at the government's expense.

Deputy Mayor Freeman expresses his condolences to Gene McLaren on his father's passing. He invites all to attend the Community In Bloom dance – Blah's to Bloom Dance on April 14th, 2007 being held at the Arena.

Councillor Lesser presents Council with a letter from the BIA Board recommending reduced parking enforcement and some by-law enforcement. Congratulations to the Youth Centre on their Youth Friendly Status and Peter Rigby on the RED grant participation. The Provincial Government is taking notice of the great things happening in Ingersoll.

Councillor Hunt notes that UTRCA has been fiscally responsible over the years.

Mayor Holbrough reports that Woodingford Lodge is scheduled to be open with patient transfers occurring within 4-5 weeks; County Budget Public Meeting is scheduled for March 14, 2007 (3% - 3.5% increase); new traffic unit coming to this detachment (20 members); offers recognition and congratulations on the Youth Friendly Award to our community. Invites Council and staff to the County seminar scheduled for March 27 at the Elm Hurst; Erie Thames Power annual meeting is scheduled for the end of April and notes that a boundary adjustment committee is to be formed later this evening to enter into discussions with the Townships of Zorra and South-West Oxford.

NEXT REGULAR MEETING OF COUNCIL

Monday, April 16, 2007

6:00 p.m.

LEGAL & PERSONNEL

Moved by Councillor Van Kooten-Bossence; seconded by Councillor Fortner

C07-03-088 That Council do now go into Committee of Whole in Camera pursuant to Section 239 (2) of the Municipal Act, 2001, as amended, to discuss the following legal and personnel matters:

- a) Notice of Arbitration & Statement of Claim – John M. Glassford Holdings Limited c.o.b. as Dairy Queen
- b) Expropriation
- c) Acquisition of Land by Town – 2 issues
- d) Economic Development
- e) Committee Appointment
- f) Legal - Release of Covenant – Samnah Cres. & Legal Opinion transfer of privately owned lands
- g) Recreation Report No. R-033/07

CARRIED

8:47 P.M.

Moved by Councillor Lesser; seconded by Councillor Van Kooten-Bossence

C07-03-089 That the Committee do now rise.

CARRIED

BUSINESS ARISING FROM LEGAL & PERSONNEL

Moved by Councillor Van Kooten-Bossence; seconded by Councillor Lesser

C07-03-090 That Council approve the request from Patton Cormier & Associates to engage the firm of KPMG to review the financial documentation provided by John M. Glassford Holdings Limited c.o.b. as Dairy Queen.

CARRIED

Moved by Deputy Mayor Freeman; seconded by Councillor Fortner

C07-03-091 That the Mayor and Clerk be authorized to execute the Application for Approval to Expropriate Land and the Notice of Application for Approval to Expropriate Land on the lands owned by Mr. & Mrs. Noviello.

CARRIED

Moved by Councillor Lesser; seconded by Councillor Van Kooten-Bossence

C07-03-092 That Mayor Holbrough be authorized to investigate the purchase of the land owned by Elizabeth McDermott (Harris St.)

CARRIED

Moved by Councillor Van Kooten-Bossence; seconded by Councillor Lesser

C07-03-093 That the following by-laws be introduced, read a first and second time:

a) By-Law No. 07-4355 – A by-law to authorize sale of land to HDP Canada Industrial Fund.

And that constitutes the first and second reading of the by-law.

CARRIED

Moved by Councillor Van Kooten-Bossence; seconded by Councillor Lesser

C07-03-094 That By-law No. 07-07-4355 be now read a third time, passed signed and sealed and that this constitutes the third reading.

CARRIED

Moved by Councillor Hunt; seconded by Councillor Fortner

C07-03-095

That Council appoint:

Councillor Hunt to the Development Committee
Councillor McLeod to the Ingersoll Recreational Trail committee
Mayor Holbrough, Deputy Mayor Freeman, Councillor Fortner, Chief Administrative Officer, Clerk, a representative of the Oxford Community & Strategic Planning Department and any other town or county staff, as required
Councillor Hunt to the Ingersoll Police Service Board for the first two years of the term of Council (2006-November 30, 2008);
Deputy Mayor Freeman to the Ingersoll Police Service Board for the last two years of the term of Council (December 2008-November 30, 2010)

And the Clerk be authorized to prepare the necessary by-law.

CARRIED

Moved by Deputy Mayor Freeman; seconded by Councillor Fortner

C07-03-096 That the Mayor and the Clerk be authorized to execute the Acknowledgement and Direction with the Application To Delete Restrictions on the land owned by Shane Johnston, Part of Block 2, Plan 41M-129, designated as Part 2 on RP 41R-7172 for the sole purpose of selling the subject lands to 1002565 Ontario Inc.

CARRIED

Deputy Mayor Freeman leaves the room due to his pecuniary interest.

Moved by Councillor Van Kooten-Bossence; seconded by Councillor Lesser

C07-03-097 Whereas Council, by resolution No. C-07-02-046, deferred action on the request from County Contracting of Wheatley to assume transfer of privately owned lands for the storm water management pond;

And whereas Council received comments from the County of Oxford and Strategic Planning not recommending approval of the request;

And Whereas Council received a legal opinion from the firm of Patton, Cormier & Associates not to acquire ownership of the lands;

Be It Resolved, that Council declines the request made by County Contracting of Wheatley to assume the transfer of the privately owned lands

CARRIED

Deputy Mayor Freeman returns.

ADJOURNMENT

On motion, Council adjourned at 10:35 p.m.

Paul Holbrough, Mayor

Elaine Clark, Clerk