



The Corporation of the Township of Dawn-Euphemia

# - M I N U T E S -

Regular Council Meeting  
Monday, December 17, 2018  
6:30 pm, Municipal Office, 4591 Lambton Line

Present: Mayor: A. Broad  
Councillors: B. Bilton  
M. McGuire  
J. Meyer  
L. Williams

Staff Present: D. Clermont, Administrator-Clerk  
P. Dalton, Public Works Superintendent

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**Disclosures:** Councillor Williams declared a conflict of interest on Item 9a), Accounts for the reason of being a member of the Christmas Committee.

Mayor, Alan Broad, called the meeting to order.

**6:30 – 7:20 pm Meeting to Consider – Dawn Centre Drain**  
**Public Present:** Richard Dunlop  
Doug Crummy  
Linda Crummy  
Dale Crummy  
Ron & Linda Stinson  
Roger Buurma  
Bill Elgie  
Stan Burrell

**2018-246 Councillor Williams - Councillor McGuire**

Meeting to Consider, Open

That Council hereby opens the reconsideration Meeting at 6:30 pm for discussion regarding the revised Dawn Centre Drain Report, dated November 9, 2018. *Carried.*

On December 5, 2018 an appeal was received by the Municipal Office, dated November 26, 2018, claiming “the request for a realignment of the drain and the additional costs associated with it have caused undue stress and a financial burden for the upstream landowners”. Landowners are requesting Council to “re-consider the original request of a maintenance clean-out only of the existing drain in place”.

Mike Gerrits of R. Dobbin Engineering Inc. presented the “revised” Engineer’s Report for the Dawn Centre Drain, dated November 9, 2018. The first meeting to consider was held on Monday, November 5, 2018. Revisions to the report included adding the assessment of the lands located immediately southeast of the intersection of Lambton Line and Dawn Mills Road approx. ¼ acre.

The Township received a valid request under the Drainage Act for a drain realignment which resulted in the extension of the Dawn Centre Drain. Landowners expressed their opposition to having been assessed for the downstream realignment since they do not feel they have any benefit for the works and their lands have drained across Lots 12 and 13, Con 7 for generations. The Engineer reiterated that landowners are responsible for the water generated on their land. Landowners stated they prefer a ditch clean out rather than a full drain across Lots 12 and 13 stating that a clean out is cheaper; however, the Engineer explained that the drain must be improved to OMAFRA standards.

The Engineer reiterated that assessments are dealt with at the Court of Revision and landowners, unless they withdraw their appeal in writing, will be heard at the Court of Revision. The landowners were encouraged to discuss any issues with the Engineer in advance of the meeting. Following the discussion, Council passed the following resolution:

**2018-247 Councillor Meyer – Councillor Bilton** Meeting to Consider, Accept Report  
 Subsequent to review and consideration of the Dawn Centre Drain Report, as prepared by R. Dobbin Engineering Inc., dated November 9, 2018, at the Re-Consideration Meeting held on Monday, November 17, 2018, subsequent to the first meeting to consider held on Monday, November 5, 2018, Council hereby accepts the report as presented; and further directs the Drainage Superintendent to schedule the Court of Revision Meeting; and further directs staff to prepare the necessary provisional bylaw for the next Council Meeting; and that the letter of appeal dated November 26, 2018 signed by some of the landowners of the Dawn Centre Drain be forwarded to the Court of Revision, unless withdrawn in writing. *Carried.*

**2018-248 Councillor Williams – Councillor McGuire** Meeting to Consider, Closed  
 That Council hereby closes the Consideration Meeting for the revised Dawn Centre Drain Report, dated November 9, 2018 at 7:25 pm. *Carried.*

**2018-249 Councillor Bilton – Councillor McGuire** Minutes – Dec 3, 2018  
 That the minutes of the December 3, 2018 Regular Council Meeting be approved. *Carried.*

**2018-250 Councillor Williams – Councillor Bilton** MOE Inspection  
 That Council receives the Public Works Superintendents report pertaining to the 2018 MOE Inspection Report. *Carried*

**2018-251 Councillor Williams - Councillor McGuire** Backhoe Purchase 2019  
 Council accepts the quote dated December 10, 2018, from Kucera Farm Supply for the supply of one new model 580 SN WT tractor/loader/backhoe for the amount of \$ 41,566.00 plus HST with trade-in of the 2016 Case 580 SN WT unit, plus taxes, and that Council waives the requirements for a competitive process in favour of a negotiated process as the best interests of the Township would be served through negotiations. *Carried*

**2018-252 Councillor McGuire - Councillor Meyer** Council Remuneration  
 That Council accepts the Report from the Administrator-Clerk dated December 17, 2018 Re: Updates to Remuneration By-Law; and that the remuneration survey of similar-sized municipalities and the compensation to municipal officials be utilized to determine an appropriate annual remuneration by using the two *lowest* medians from the five (5) municipal comparator survey results; And that the 2019 annual remuneration for the position of Mayor be set at \$4,845 and the position of Councillor be set at \$ 2,422.50 (to be maintained at 50% of the Mayor’s remuneration); and that the meeting pay be set at \$120; and further that the remuneration *is not* adjusted to reflect the impact of the elimination of the 1/3 tax-free allowance by the Federal Legislation Bill C44; And further that for the current term of Council, being for the years (2019, 2020, 2021, and 2022), that the Provincial CPI, as determined at the end of October annually, be applied annually to the current remuneration, with a maximum CPI of 2.8% and a minimum of .8% to be imposed annually effective January 1 of each year. *Carried.*

Recorded Vote 2018-235	
Vote	
Y	A. Broad
Y	B. Bilton
Y	M. McGuire
Y	J. Meyer
N	L. Williams

**2018-253 Councillor Williams - Councillor McGuire** Remuneration Update  
 That the Clerk amend the Remuneration By-Law as directed by Council, for adoption at the next Regular Meeting of Council. *Carried*

- 2018-254 Councillor Williams - Councillor McGuire** Water Rate Increase  
 That Council hereby accepts the letter dated November 28, 2019 from Enniskillen Township Re: Water Rate Increase; And further that the increase be effective January 2019 to the Township of Dawn-Euphemia water billing. *Carried*
- 2018-255 Councillor McGuire - Councillor Williams** By-law 2018-57, User Fees  
 That By-law 2018-57, being a By-law to Impose User Fees or Charges and Planning Application Fees and Repeal By-Law 2018-12 be taken as read a first, second and third time, and finally passed this 3rd day of December, 2018. *Carried*
- 2018-256 Councillor Meyer - Councillor McGuire** By-law 2018-58, Procedural By-law  
 That By-law 2018-58, Being a By-Law to Govern the Procedure of Council of the Corporation of the Township of Dawn-Euphemia and all of its Committees, the Call of Meetings and the Conduct of its Members and Repeal By-Law 2017-35. *Carried*
- 2018-257 Councillor Bilton – Councillor McGuire** Confirmatory  
 That by-law 2018-59, Being a by-law of the Corporation of the Township of Dawn-Euphemia to confirm the resolutions and motions of the Council of the Township of Dawn-Euphemia which were adopted up to and including December 17, 2018. *Carried*
- 2018-258 Councillor Meyer - Councillor Bilton** Closed  
 That Council hereby now moves into a session of the Regular Council Meeting that shall be closed to the public at 8:05 pm in accordance with One (1) matter relating to Labour relations or employee negotiations S. 239(2)(d), being Salary Compensation Review and Recommendations. *Carried*

## Rise & Report

Following the closed-session, the Mayor reported in open session that Council met in a closed session and discussed on (1) matter relating to Labour relations or employee negotiation S.239(2) (d) being a Salary Compensation Review and Recommendations.

Council provided the Administrator-Clerk with direction on the matter.

- 2018-259 Councillor Williams – Councillor McGuire** Adjournment  
 That this Regular Session of Council be hereby adjourned at this hour of 8:41pm, to meet again on Monday, January 7, 2019 @ 6:30 pm (Regular Meeting), or at the call of the Chair. *Carried.*

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Mayor

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Administrator-Clerk