



Huron County Council

Minutes - September 1, 2010

Ninth Session

GODERICH, ONTARIO



NINTH SESSION HURON COUNTY COUNCIL

Goderich, Ontario
September 1st, 2010.

Huron County Council met in the Council Chambers on Wednesday September 1st, 2010. Warden Bert Dykstra called the meeting to order at 9:02 a.m.

Chief Administrative Officer Larry C. Adams called the roll and all members of Council were present except for Councillors Grace and Scott. Councillor Shewfelt left the meeting at 11:00 a.m.

Warden Dykstra welcomed all present to the Ninth Session. Warden Dykstra reviewed the Warden's report for the months of July and August.

MOTION: 131 - 10

Moved by: Councillor G. Robertson and Seconded by: Councillor J. Fergusson:

THAT:

The minutes of the previous session being; the Eighth Session of July 7th, 2010 be adopted as circulated.

CARRIED

Declaration of Pecuniary Conflict of Interest:

There were no declarations of pecuniary conflict of interest stated by any member of Council with regard to items on the Agenda; except for Councillor D. Kelly who declared a pecuniary conflict of interest in the COTW Day 1 minutes; Item 8.2.

Petitions and Deputations:

Employee Long Term Service Pins:

Patti Lamb received a long term service pin from Warden Bert Dykstra, CAO Larry Adams and Director of Cultural Services Beth Ross. Ms. Lamb has been a full time employee for 15 years.

The following employees received a long term service pin from Warden Bert Dykstra, CAO Larry Adams and County Librarian Beth Ross:
Elaine Blair, Full Time 25 years

Jane Hundey, Full Time 20 years
Cheryl Redegeld, Full Time 20 years

Craig Metzger received a long term service pin from Warden Bert Dykstra, CAO Larry Adams and Director of Planning and Development Scott Tousaw. Mr. Metzger has been a full time employee for 20 years.

The following employees received a long term service pin from Warden Bert Dykstra, CAO Larry Adams and Director of Public Works Dave Laurie:

Richard Baechler, Full Time 35 years
Dana Bean, Full Time 35 years
Jeff McKinnon, Full Time 30 years
Walter Johnston, Full Time 25 years
Tim Moss, Full Time 20 years

The following employees received a Huron County long term service pin from Warden Bert Dykstra, CAO Larry Adams and Homes Administrator Barb Springall:

Jill Jervis, Full Time 35 years
Laurie Miners, Full Time 35 years
Beth Livingston, Full Time 30 years
Pam Bernard, Full Time 25 years
Cathy Cudmore, Full Time 25 years
Sharon Forrest, Full Time 25 years
Kathy Turner-Adkin, Full Time 25 years
Lorraine Taylor, Full Time 40 years
Cheryl Wheeler, Full Time 30 years
Suzie Dale, Full Time 25 years
Brenda Adamson, Full Time 25 years
Terrilyn Clifton, Full Time 25 years

Councillor's Issues:

Councillor B. MacLellan requested that CAO Adams confirm if former County Councillor John Doherty was a member of County Council for 25 years; as his name is not listed on the plaque in the hallway of the Court House.

Councillor D. Shewfelt reported that he has been receiving phone calls from residents of Huron County on the placement of wind turbines in the Great Lakes, Lake Huron in particular. He questioned if the County has made a submission to the Province.

Director of Planning and Development Scott Tousaw advised that a letter has been sent to the Ministry of the Environment from Monica Walker-Bolton, Planner and Victor Kloeze, Student Planner with their comments regarding the discussion paper entitled "Off-shore Wind Facilities Renewable Energy Approval Requirements". This letter and the discussion paper will be included in the COTW Day 1 Agenda package for September 8th.

Warden Bert Dykstra and Councillor B. MacLellan declared a conflict of interest regarding any further discussion on the wind turbines.

Correspondence:

CAO Adams read a letter from Warden Dykstra regarding the County of Huron Appreciation and Recognition Day for Emergency Workers on Sunday September 5th, 2010. This is an opportunity to show our appreciation and support of local individuals who provide emergency services, such as police, fire, ambulance and other emergency response workers.

CAO Adams read an invitation from the Honourable Jim Prentice, Minister of the Environment and Minister responsible for Parks Canada and Huron-Bruce MP Ben Lobb to attend the announcement regarding the conservation and presentation of the Huron County Gaol National Historic Site of Canada on September 1st at 2:00 p.m.

Reports of Committees:

Board of Health

Members of Council were given an opportunity to review the minutes of the regular Board of Health meeting of August 5th, 2010. Councillor D. Johnston, Chair of the Board of Health was available to speak to the minutes and the reports.

MOTION: 132 - 10

Moved by: Councillor D. Johnston and Seconded by: Councillor J. Bezaire:

THAT:

The Board of Health Report for August 5th, 2010; be received and will appear in the printed minutes as Report No. 31.

CARRIED

Committee of the Whole – Day 1

Members of Council were given an opportunity to review the minutes of the Committee of the Whole - Day 1, August 4th, 2010 meeting. Councillor D. Kelly, Chair of the Committee of the Whole - Day 1 was available to speak to the minutes and the reports.

Councillor J. Bezaire requested the Item under Councillor's Issues be dealt with separately; referring to the Bridge on Huron County Road 13.

MOTION: 133 - 10

Moved by: Councillor D. Kelly and Seconded by: Councillor B. MacLellan:

THAT:

The Committee of the Whole – Day 1 August 4th, 2010 minutes and reports be adopted as presented and amended with the issue with the Bridge on County Road 13 be dealt with separately; and will appear in the printed minutes as Report No. 32.

CARRIED

Councillor J. Bezaire requested the following Motion be taken from the Committee of the Whole – Day 1 August 4th, 2010 minutes.

C

Moved by: Warden B. Dykstra and Seconded by: Councillor D. Shewfelt:

THAT:

The Committee agree to proceed with the repair of the Railway Bridge on County Road 13 in 2010.

Councillor J. Bezaire requested a Recorded Vote on August 4th, 2010.

YEAS: *Dykstra
 Johnston
 Collyer
 Van Diepenbeek
 Demaray
 Fergusson
 Rintoul
 Shewfelt
 Kelly
 Scott*

Recorded Vote Con't. on Page 5.

Huron County Council
Wednesday September 1st, 2010
Page 5 of 14

Recorded Vote Con't. from Page 4.

*Dowson
Bezaire*

*NAYS: Vincent
Seili
Oke
Robertson
MacLellan
Dietrich
Siemon*

ABSENT: Grace

*YEAS – 12, NAYS – 7, ABSENT – 1
DEFEATED
(needed 13 YEAS for the Motion to Carry)*

The following Motion was amended with the words "for discussion".

MOTION: 134 - 10

Moved by: Councillor B. MacLellan and Seconded by: Councillor J. Bezaire:

THAT:

The Committee; agree to proceed with the repair of the Railway Bridge on County Road 13 in 2010; for discussion.

CARRIED

MOTION: 135 - 10

Moved by: Councillor N. Vincent and Seconded by: Councillor B. MacLellan:

THAT:

The Council of the County of Huron; approve the amended Motion as follows:
The Committee; agree to proceed with the repair of the Railway Bridge on County Road 13 in 2010; for discussion.

Recorded Vote requested by Councillor D. Johnston.

YEAS: Rintoul
Seili
Oke

Recorded Vote Con't. on Page 6.

Huron County Council
Wednesday September 1st, 2010
Page 6 of 14

Recorded Vote Con't. from Page 5.

Siemon
Kelly
Robertson
Dietrich
Dowson
MacLellan
Vincent
Van Diepenbeek

NAYS: Dykstra
Collyer
Bezaire
Johnston
Demaray
Fergusson

ABSENT: Shewfelt (Councillor Shewfelt left the meeting at 11:00 a.m.)
Grace
Scott

YEAS – 11, NAYS – 6, ABSENT - 3
CARRIED

Library Board

Members of Council were given an opportunity to review the minutes of the Library Board, August 11th, 2010 meeting. Councillor G. Robertson, Chair of the Library Board was available to speak to the minutes and the reports.

MOTION: 136 - 10

Moved by: Councillor G. Robertson and Seconded by: Councillor D. Kelly:

THAT:

The Library Board Report of August 11th, 2010 be received and will appear in the printed minutes as Report No. 33.

CARRIED

Committee of the Whole – Day 2

Members of Council were given an opportunity to review the minutes of the Committee of the Whole - Day 2, August 11th, 2010 meeting. Councillor N. Vincent, Chair of the Committee of the Whole – Day 2 was available to speak to the minutes and the reports.

Councillor J. Bezaire requested that Item 6.5 be dealt with separately.

Dave Overboe, Director of Social Services reported on the official groundbreaking ceremony for the new \$5.4 million, 31 unit seniors' apartment complex on the Huronview site, Clinton on Friday September 3rd.

MOTION: 137 - 10

Moved by: Councillor N. Vincent and Seconded by: Councillor J. Dietrich:

THAT:

The Committee of the Whole – Day 2 August 11th, 2010 minutes and reports be adopted as presented and amended with Item 6.5 to be dealt with separately; and will appear in the printed minutes as Report No. 34.

CARRIED

Councillor J. Bezaire requested the following Motion be taken from the Committee of the Whole – Day 2 August 4th, 2010 minutes.

6.5 AHP – Maple Tree Community Housing Corporation:

MOTION:

Moved by: Councillor J. Fergusson and Seconded by: Councillor B. Siemon:

THAT:

Motion Con't. on Page 6.

Motion Con't. from Page 5.

The recommendation of Barbara Hall, Housing Services Manager that the County of Huron agrees to the provision of becoming the mortgage guarantor to enable the Maple Tree Housing Corporation Board to obtain mortgage financing from a recognized financial institution; be approved;

AND FURTHER THAT:

The following conditions be mandatory requirements of the recommendation of Barbara Hall, Housing Services Manager;

- a) The County of Huron will oversee and manage all aspects of the AHP project to completion;*
- b) That three County Councillors as voting members and one County staff be appointed to the Maple Tree Board;*
- c) That the Maple Tree Board adopt the County procurement policies and procedures for the acquisition of all labour, materials, equipment and services;*
- d) That the County Treasury staff be appointed the Treasurer for the Maple Tree Board in regards to this AHP project, with the ability to question and hold any procurement that does not follow the County's procurement policies and procedures;*
- e) That all previous Maple Tree Board minutes and resolutions be reviewed by County staff;*
- f) That the Maple Tree Board provide copies of the annual budget and 10 year future cash projections/budgets to the County for review;*
- g) That the default on any mortgage or loan payment guaranteed by the County for this project, by the Maple Tree Board will automatically result in the project defaulting to the ownership and management of the County of Huron through County Council (Social Services Department);*
- h) That the above conditions remain in effect until the term of the guaranteed mortgage is complete or the funds are repaid and a formal written release from the County has been issued to Maple Tree.*

Councillor B. Dowson requested a Recorded Vote.

YEAS: *MacLellan*
 Rintoul
 Siemon
 Scott
 Oke
 Collyer
 Dykstra
 Fergusson
 Robertson
 Shewfelt
 Kelly
 Van Diepenbeek
 Vincent

Recorded Vote Con't. on Page 9.

Recorded Vote Con't. from Page 8.

*NAYS: Dowson
 Bezairé
 Demaray
 Dietrich
 Seili*

*ABSENT: Johnston
 Grace*

*YEAS – 13, NAYS – 5, ABSENT – 2
 CARRIED*

MOTION: 138 - 10

(the same Motion was considered again on September 1st)

Moved by: Councillor J. Fergusson and Seconded by: Councillor B. Siemon:

THAT:

The recommendation of Barbara Hall, Housing Services Manager that the County of Huron agrees to the provision of becoming the mortgage guarantor to enable the Maple Tree Housing Corporation Board to obtain mortgage financing from a recognized financial institution; be approved;

AND FURTHER THAT:

The following conditions be mandatory requirements of the recommendation of Barbara Hall, Housing Services Manager;

- a) The County of Huron will oversee and manage all aspects of the AHP project to completion;
- b) That three County Councillors as voting members and one County staff be appointed to the Maple Tree Board;
- c) That the Maple Tree Board adopt the County procurement policies and procedures for the acquisition of all labour, materials, equipment and services;
- d) That the County Treasury staff be appointed the Treasurer for the Maple Tree Board in regards to this AHP project, with the ability to question and hold any procurement that does not follow the County's procurement policies and procedures;
- e) That all previous Maple Tree Board minutes and resolutions be reviewed by County staff;
- f) That the Maple Tree Board provide copies of the annual budget and 10 year future cash projections/budgets to the County for review;

Motion Con't. on Page 10.

Motion Con't. from Page 9.

g) That the default on any mortgage or loan payment guaranteed by the County for this project, by the Maple Tree Board will automatically result in the project defaulting to the ownership and management of the County of Huron through County Council (Social Services Department);

h) That the above conditions remain in effect until the term of the guaranteed mortgage is complete or the funds are repaid and a formal written release from the County has been issued to Maple Tree.

Councillor J. Bezaire requested a Recorded Vote.

YEAS: Oke
MacLellan
Robertson
Van Diepenbeek
Fergusson
Dykstra
Rintoul
Siemon
Shewfelt
Collyer
Johnston
Vincent
Kelly

NAYS: Bezaire
Demaray
Dietrich
Dowson
Seili

ABSENT: Grace
Scott

YEAS – 13, NAYS – 5, ABSENT – 2
CARRIED

Inquiries:

There were no inquiries.

Unfinished Business:

MOTION: 139 - 10

Moved by: Councillor D. Johnston and Seconded by Councillor J. Bezaire:

THAT:

The County of Huron exempt all Royal Canadian Legions situated within the County of Huron from County and School Board taxes;

AND FURTHER THAT:

This exemption apply for the years 2011, 2012, 2013 and 2014;

AND FURTHER THAT:

The Royal Canadian Legions request further exemptions after 2014.

CARRIED

MOTION: 140 - 10

Moved by: Councillor J. Seili and Seconded by: Councillor G. Robertson:

THAT:

The County of Huron send a letter to the Avon Maitland District School Board requesting them to reconsider their current decision to close any schools in Huron County;

AND FURTHER THAT:

A copy of this letter be forwarded to the Minister of Education the Honourable Leona Dombrowsky and the Minister of Agriculture, Food and Rural Affairs the Honourable Carol Mitchell and MPP for Huron-Bruce.

Councillor D. Kelly requested a Recorded Vote.

YEAS: Dowson
 Collyer
 Dietrich
 Fergusson
 Rintoul
 Johnston
 Vincent
 Oke
 Seili
 Siemon
 Robertson
 MacLellan
 Demaray

Recorded Vote Con't. on Page 12.

Huron County Council
Wednesday September 1st, 2010
Page 12 of 14

Recorded Vote Con't. from Page 11.

Scott
Van Diepenbeek
Dykstra
Bezair
Kelly

YEAS – 18, ABSENT - 2
CARRIED

Public Question Period:

By-laws:

MOTION: 141 - 10

Moved by: Councillor M. Demaray and Seconded by: Councillor T. Collyer:

THAT:

Leave be given to introduce the following By-laws:

By-law No. 23-2010; being a By-law to establish decrease limits for certain property classes;

By-law No. 24.-2010; being a By-law to authorize the County of Huron to enter into an Ontario Wetland Care Agreement with Ducks Unlimited Canada;

By-law No. 25-2010; being a By-law to authorize the widening of County Road 83 and to acquire for that purpose certain lands recorded in the Registry Division of the County of Huron.

CARRIED

MOTION: 142 - 10

Moved by: Councillor J. Bezair and Seconded by: Councillor J. Dietrich:

THAT:

By-laws No. 23-2010, 24-2010 and 25-2010; be given first and second reading;

AND FURTHER THAT:

By-laws No. 23-2010, 24-2010 and 25-2010; as read a first and second time, be passed.

CARRIED

MOTION: 143 - 10

Moved by: Councillor B. Dowson and Seconded by: Councillor J. Fergusson:
THAT:

By-law No. 23-2010; be given a third reading in accordance with Part 7 of the Procedural By-law for the County of Huron, Section 25, Subsection 2;

AND FURTHER THAT:

By-law No. 23-2010; as read a third time, be passed, signed by the Warden and the Clerk, and the Seal of the Corporation affixed thereto.

CARRIED

MOTION: 144 - 10

Moved by: Councillor B. MacLellan and Seconded by: Councillor K. Oke:
THAT:

By-law No. 24-2010; be given a third reading in accordance with Part 7 of the Procedural By-law for the County of Huron, Section 25, Subsection 2;

AND FURTHER THAT:

By-law No. 24-2010; as read a third time, be passed, signed by the Warden and the Clerk, and the Seal of the Corporation affixed thereto.

CARRIED

MOTION: 145 - 10

Moved by: Councillor N. Vincent and Seconded by: Councillor Seili:
THAT:

By-law No. 25-2010; be given a third reading in accordance with Part 7 of the Procedural By-law for the County of Huron, Section 25, Subsection 2;

AND FURTHER THAT:

By-law No. 25-2010; as read a third time, be passed, signed by the Warden and the Clerk, and the Seal of the Corporation affixed thereto.

CARRIED

Arrangement of Committee Meetings:

Board of Health	in Clinton at the Health & Library Complex Auditorium on Thursday September 2 nd , 2010 at 9:00 a.m.
COTW Day 1	in the Court House Council Chambers, Goderich on Wednesday September 8 th , 2010 at 9:00 a.m.
Library Board	in the Court House Council Chambers on Wednesday September 15 th , 2010 at 9:00 a.m.
COTW Day 2	in the Court House Council Chambers on Wednesday September 15 th , 2010 at 9:45 a.m.

Adjournment:

MOTION: 146 – 10

Moved by: Councillor D. Kelly and Seconded by: Councillor J. Bezaire:

THAT:

The Council of the County of Huron adjourn the Ninth Session of Council at 11:42 a.m. to meet again on the 6th of October, 2010 in the Council Chambers, Court House, Goderich, or at the call of the Warden and the County Clerk.

CARRIED

The Ninth Session closed with the singing of O Canada.

Warden Bert Dykstra

County Clerk Barbara L. Wilson