



Day One: Committee of the Whole

Highways, Facilities, Planning & Corporate

Minutes - June 8, 2011

GODERICH, ONTARIO



COMMITTEE OF THE WHOLE DAY 1

Goderich, Ontario
June 8th, 2011

The Committee of the Whole Day 1 met in the Court House Council Chambers in Goderich on the 8th of June, 2011. All members of Council were present except for Councillors MacLellan, Shewfelt and Jewitt. Councillor Klopp left the meeting at 12:35 p.m. Chair B. Dowson called the meeting to order at 9:03 a.m.

Declarations of Pecuniary Conflict of Interest and the General Nature Thereof:

Councillor Barnim declared a conflict of interest with item 10.12 on the Agenda.

MOTION:

Moved by: Councillor J. Dietrich and Seconded by: Councillor D. Frayne:

THAT:

The Committee of the Whole Day 1 Agenda for June 8th, 2011; be accepted and all Reports included in the Agenda; be received.

CARRIED

Delegation:

Richard Ireland of Ontario Selective Harvest Ltd. delivered a presentation on the Emerald Ash Borer. Mr. Ireland did not agree with the Motions passed at the April 13th, 2011 Committee of the Whole Day 1 meeting. The Motions are as follows:

Moved by: Councillor B. Siemon and Seconded by: Warden N. Vincent:

THAT:

The recommendation of David Pullen, Forest Conservation Officer that; Huron County object strongly to the CFIA's March 25th, 2011 Ministerial Order that will allow unrestricted movement of EAB-infested material into and around Huron County; be approved;

AND FURTHER THAT:

Huron County work with Perth County to ask CFIA for:

- a) A reversal of the March 25th Ministerial Order as it applies to Huron and Perth Counties;*

- b) *The designation of Huron and Perth Counties into one CFIA-regulated area to slow the spread of EAB;*
- c) *Huron County further co-operate with Perth County to investigate the implementation of a By-law under the Municipal Act, S.O. 2001, c. 25; to restrict the entry and movement of ash products in order to slow the spread of EAB;*
- d) *The EAB-related road signage erected by the County in 2009; be left in place while the County determines how to prevent the unregulated entry and movement of infested ash products;*
- e) *Appeal to the industry and individuals to help slow the spread of EAB;*

AND FURTHER THAT:

This correspondence be forwarded to our local MPP, the Federal Government, MNR, Premier of Ontario.

MOTION:

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

THAT:

In order to prevent infected firewood from being brought into Huron County; staff be directed to forward correspondence to the Ministry of Natural Resources requesting they enact a firewood movement ban in Huron County.

There was a great deal of discussion.

MOTION:

Moved by: Councillor P. Klopp and Seconded by: Councillor D. Riach:

THAT:

Any further decisions on the Emerald Ash Borer issue be deferred until a report from David Pullen, Forrest Conservation Officer is presented at the next COTW Day 1 meeting in August.

CARRIED

Councillor's Issues:

There were no Councillor issues.

6. Report of the Regional Information Co-ordinator OMAFRA:

Jane Muegge, Regional Information Co-ordinator, Ontario Ministry of Agriculture, Food and Rural Affairs delivered a presentation for the information of the Committee.

7. Public Works Department:

7.1 Information Report:

Dave Laurie, Director of Public Works and Mike Alcock, Civil Engineering Technologist presented the following reports for the information of the Committee.

7.2 Culvert Repair Projects – BB17 and BB21:

MOTION:

Moved by: Councillor J. Steffler and Seconded by: Councillor J. Ginn:

THAT:

The recommendation of Dave Laurie, Director of Public Works; that the tender for the Culvert Repair for Boundary Bridge 17 and Boundary Bridge 21 (Contract # BR1014 and BR1015); be awarded to VanDriel Excavating Inc., for the tendered price of \$78,633.05 (including HST), based on estimated quantities; be approved;

AND FURTHER THAT:

The tendered price does not include; Engineering & Site Supervision, Contingency or County Administration.

CARRIED

7.3 Bridge Erosion Control Projects – Forrester's Bridge and Varna Bridge:

MOTION:

Moved by: Councillor Barnim and Seconded by: Councillor Van Diepenbeek:

THAT:

The recommendation of Dave Laurie, Director of Public Works; that the tender for the Bridge Erosion Control Projects for Forrester's Bridge and Varna Bridge (Contract # BR071 and BR450); be awarded to Lavis Contracting Company, for the tendered price of \$78,968.92 (including HST), based on estimated quantities; be approved;

AND FURTHER THAT:

The tendered price does not include; Engineering & Site Supervision, Contingency or County Administration.

CARRIED

7.4 2012 Tandem Plow Truck Tender:

Walter Johnston, Fleet Manager prepared a report entitled 2012 Tandem Plow Truck Tender; for the information of the Committee.

MOTION:

Moved by: Councillor P. Klopp and Seconded by: Councillor G. Robertson:

THAT:

The recommendation of Walter Johnston, Fleet Manager; that the Public Works Department; proceed with tendering for a new replacement plow truck for 2012 summer delivery; be approved.

CARRIED

7.5 Proposed Speed Zone Schedule:

Mike Alcock, Civil Engineering Technologist prepared a report entitled Proposed Speed Zone Schedule; for the information of the Committee.

MOTION:

Moved by: Councillor D. Riach and Seconded by: Councillor P. Klopp:

THAT:

The recommendation of Mike Alcock, Civil Engineering Technologist; that there be no change to Schedule "A" of By-law No. 27-2010 (a By-law to authorize speed limits in the County of Huron); as a result of correspondence received; be approved.

DEFEATED

MOTION:

Moved by: Councillor D. Frayne and Seconded by: Councillor J. Steffler:

THAT:

The Council of the County of Huron; agree to change the speed limit on Schedule "A" of By-law No. 27-2010 (a By-law to authorize speed limits in the County of Huron); on Crediton Road in the village of Crediton in the Municipality of South Huron; down from 90 km. per hour to 70 km. per hour to 50 km. per hour.

DEFEATED

MOTION:

Moved by: Councillor J. Steffler and Seconded by: Councillor T. Hessel:

THAT:

Motion Con't. on Page 5.

Motion Con't. from Page 4.

The concerns regarding the speed limit change at the south limits of Egmondville; be referred to the Speed Limit Review Committee.

CARRIED

8. Planning and Development:

MOTION:

Moved by: Councillor T. Hessel and Seconded by: Councillor P. Gowing:

THAT:

The rules of procedure; be waived to allow Item 8.4 e) Small Business Enterprise Centre (SBEC) update to be brought forward on the Agenda.

CARRIED

8.4 e) Small Business Enterprise Centre (SBEC) Update:

Carol Leeming, Planner and Alison Lobb, Business Consultant presented the annual update on the SBEC and SEB programs.

8.1 Consents:

The authority to grant or refuse to grant consents is delegated to the Committee of the Whole under By-law 5-2009. Decisions become effective upon a carried motion of the Committee of the Whole. County Council is notified for information and appeal purposes only.

Director of Planning and Development Scott Tousaw advised the Committee that the Vodden and Palmer Consent Application B 45/2010 has been appealed to the Ontario Municipal Board (OMB) by the following:

- a) Ontario Federation of Agriculture
- b) Ministry of Municipal Affairs and Housing
- c) Frieshaven Farms Ltd., Bert & Nellie Dykstra

MOTION:

Moved by: Councillor Siemon and Seconded by: Councillor Van Diepenbeek:

THAT:

CAO Adams; be directed to proceed with securing a lawyer to defend the County at the OMB Hearing for the Vodden and Palmer Consent Application B45/2010.

CARRIED

8.1 a) B1/2011 – A. Patton agent for Watson & Walker, Part Lot 1, Plan 147, Part Hill Terrace, Bayfield Ward, Municipality of Bluewater:

This application proposes to create a new lot consisting of an area of 819.5 square metres with an existing house. The retained land will have an area of 2,181 square metres and contains an existing structure. Both the severed and retained parcels are to be used for residential purposes. The application has been recommended for denial by both the Municipality of Bluewater and the Planning & Development Department. The application does not meet the requirements of *the Planning Act* and does not conform to the Bluewater Official Plan or the County Official Plan and is not consistent with the Provincial Policy Statement, 2005.

Craig Metzger, Senior Planner, Planning and Development Department reviewed the application.

Geoffrey Kade, representing the Ausable Bayfield Conservation Authority (ABCA) is recommending denial for this application. He commented that this area is subject to flooding and erosion. The Policies of ABCA would not support residential development in terms of lot creation in this area.

MOTION:

Moved by: Councillor P. Klopp and Seconded by: Councillor T. Hessel:

THAT:

The recommendation of Craig Metzger, Senior Planner, Planning and Development Department; that Consent Application B1/11; by Margo Watson & Diane Walker, requesting separation and conveyance of a parcel of land described as Part Lot 1, Plan 147, Part Hill Terrace, Bayfield Ward, Municipality of Bluewater; be denied Provisional Consent; as the severance does not conform to the Bluewater Official Plan, *Section 51(24) of the Planning Act, RSO 1990, as amended*, and is not consistent with the Provincial Policy Statement, 2005; be approved.

CARRIED

8.1 b) B11/2011 - 1697677, 1697678, 1697679 Ontario Ltd., Part Lot 25, Concession 5, McKillop Ward, Municipality of Huron East:

The purpose and effect of this application is for the creation of a new lot under the surplus residence consent policies. The land to be severed is approximately 10.2 ac (4.13 ha) which contains an existing residence, shed and barn. The vacant land to be retained is approximately 56 ac. (22.67 ha.). The Planning & Development Department recommends that this application be denied

provisional consent as it does not meet the criteria for approval under the Huron County Official Plan and the Huron East Official Plan in regards to minimum distance separation requirements. The application has been recommended for approval by the Municipality of Huron East.

Sandra Weber, Senior Planner, Planning and Development Department, reviewed the application.

Andrew Phillips, lawyer and agent for the applicants gave comments in support of the application.

MOTION:

Moved by: Councillor J. Ginn and Seconded by: Councillor J. Steffler:

THAT:

Consent Application B11/2011; by 1697677, 1697678, 1697679 Ontario Ltd., requesting separation and conveyance of a parcel of land described as Part Lot 25, Concession 5, McKillop Ward, Municipality of Huron East; be approved Provisional Consent.

CARRIED

8.1 c) B14-2011 - Estate of Ethel Jean Willis (owner) c/o David Willis; Agent Rod Moorsom, Moorsom Companies, Part Lots 5 & 6, Concession 1, Turnberry Ward , Municipality of Morris-Turnberry and Wingham Ward, Township North Huron

The purpose and effect of this application is for the creation of a commercial lot along the Morris-Turnberry and North Huron municipal boundary. The land to be severed in Morris-Turnberry is approximately 33.8 ac. (13.67 ha.) which contains a residence and two outbuildings (to be removed at the time of development). The vacant retained land primarily in North Huron is approximately 110 ac. (44.5 ha.). A letter of objection has been received from a neighbour. It is recommended by the Planning & Development Department that this application be approved provisional consent as it meets the criteria for approval under the Provincial Policy Statement, Huron County Official Plan, Morris-Turnberry Official Plan and North Huron Official Plan. The application has been recommended for approval by the Municipality of Morris-Turnberry and the Township of North Huron.

Carol Leeming, Planner, Planning and Development Department reviewed the application.

MOTION:

Moved by: Councillor D. Frayne and Seconded by: Councillor A. Versteeg:

THAT:

The recommendation of Carol Leeming, Planner and Sally McMullen, Planner, Planning and Development Department, that Consent Application B14/2011; by Rod Moorsom, Moorsom Companies on behalf of the Estate of Ethel Jean Willis c/o David Willis, requesting separation and conveyance of a parcel of land described as Part Lots 5 & 6, Concession 1, Turnberry Ward, Municipality of Morris-Turnberry and Wingham Ward, Township North Huron; be approved Provisional Consent as the severance conforms to the Huron County Official Plan, Morris-Turnberry Official Plan, and the Township of North Huron Official Plan and is consistent with the Provincial Policy Statement; be approved.

CARRIED

8.1 d) B5-2011 - JGN Farms Ltd., Part Lot 2, Concession 9, Turnberry Ward, Municipality of Morris-Turnberry:

The purpose and effect of this application is for the creation of a new lot under the surplus severance policies. The land to be severed is approximately 3.73 ac. (1.5 ha.) and contains an existing residence, shed, and bank barn. The land to be retained is approximately 95.7 ac. (38.7 ha.). It is recommended by the Planning & Development Department that this application be deferred for a policy review of lands classified as Secondary Aggregate Deposits and that an Official Plan Amendment to the Morris-Turnberry Official Plan occur prior to further consideration of this consent application. The application does not meet the criteria for approval under the Provincial Policy Statement (PPS), Huron County Official Plan, Morris-Turnberry Official Plan or Section 51 (24) of the Planning Act. The application has been recommended for approval by the Municipality of Morris-Turnberry.

Carol Leeming, Planner, Planning and Development Department reviewed the application.

John McKercher, lawyer and agent for the applicants commented in support of the application.

George Underwood, owner of the property commented in support of the application.

MOTION:

Moved by: Councillor B. Barnim and Seconded by: Councillor J. Grace:

THAT:

Consent Application B5/2011 by JGN Farms Ltd., requesting separation and conveyance of a parcel of land described as Part Lot 2, Concession 9, Turnberry Ward, Municipality of Morris-Turnberry; be approved Provisional Consent.

CARRIED

Councillor Klopp left the meeting at 12:35 p.m. Chair Dowson called for a lunch break and requested the Committee reconvene at 1:30 p.m.

8.2 Delegated Consents:

The authority to grant undisputed consents is delegated to the Director of Planning and Development under By-law 5-2009. The report lists the applications which received provisional consent approval since the last report. County Council is notified for information and appeal purposes only.

MOTION:

Moved by: Councillor J. Grace and Seconded by: Councillor D. Riach:

THAT:

The recommendation of Senga Smith, Land Division Secretary; that no objections be lodged further to the Delegated Consents submitted with the Report of June 8th, 2011; be approved.

CARRIED

8.3 Zoning By-laws:

Zoning By-laws and amendments are circulated to the County from local municipalities. These By-laws are reviewed for conformity with the County Official Plan and with the local Official Plan. The By-laws are listed in the attached Report.

MOTION:

Moved by: Councillor J. Grace and Seconded by: Councillor P. Gowing:

THAT:

The recommendation of Scott Tousaw, Director of Planning and Development; that no objections be lodged further to the Zoning By-laws submitted with the Report of May 26th, 2011; be approved.

CARRIED

8.4 Community Economic Development

8.4 a) 2010-11 Tourism Report:

The Tourism report details the 2010 activity and the 2011 strategy for the following aspects of the County's role in tourism:

- Promotional Literature (travel guide, brochures, distribution) and Website
- Partnership with the Huron Tourism Association
- Huron County Tourism Event and Brochure Swap
- Marketing Programs and Partnerships
- Travel Writers
- Department Resources for Tourism

It is recommended that the 2010-2011 Tourism Report be approved; and that the report be circulated to municipalities and other tourism partners.

MOTION:

Moved by: Councillor B. Siemon and Seconded by: Councillor P. Gowing:

THAT:

The recommendation of Cindy Fisher, Tourism Coordinator and Jenna Ujiye, Tourism Marketer; that the 2010-2011 Tourism Report be approved and circulated to municipalities and other tourism partners; be approved.

CARRIED

8.4 b) 22nd Annual Tourism Event and Brochure Swap:

The 2011 event was held at the Seaforth and District Community Centre. A photo collection of the event is available at the Planning and Development Department. Members of the Committee were given an opportunity to view a video entitled Countryside and Coastline outlining this year's event.

8.4 c) Huron Tourism Association – Season Launch and Celebration of Tourism Week:

The Huron Tourism Association and the County of Huron hosted a customer service training event in combination with a FAM (familiarization) bus tour on Sunday May 29, 2011 with 42 participants. A report will be presented at a future Committee meeting.

8.4 d) Fishing and Paddling Brochure – Reprinting:

A request for quotations for the printing of the fishing and paddling brochure was sent to several local and regional printers.

MOTION:

Moved by: Councillor N. Rintoul and Seconded by: Councillor J. Ginn:

THAT:

The recommendation of Cindy Fisher, Tourism Co-ordinator and Jenna Ujiye, Tourism Marketer; that the 2011-2014 Huron County Fishing and Paddling Brochure be printed by Commercial Print Craft of Woodstock for the quoted cost of \$4,835.00 plus HST (total of \$5,463.55); be approved.

CARRIED

Councillor J. Grace congratulated the entire Tourism team for their efforts and successes, noting that the tourism products and services in Huron County have advanced substantially over the past several years.

8.4 f) Transportation Demand Management Plan:

Councillor Grace introduced the development of the Transportation Demand Management Plan for Huron County. Councillor Grace chaired the Transportation Task Force that worked with the consultant to develop the Transportation Demand Management Plan.

In April 2010, the County received funding from the Ministry of Transportation to develop a Transportation Demand Management (TDM) Plan. The consulting firm of MMM Group has been working with the Transportation Task Force, public, agencies and staff to develop the Plan. The Plan assesses travel needs and provides recommendations on alternative travel modes such as carpooling, shuttle bus, walking and cycling to reduce the daily kilometers travelled by single-occupant vehicles. The public was consulted in the development of the Plan through an on-line survey, mobile displays with comment sheets, and public open houses.

The Committee received the draft Transportation Demand Management Plan at the March, 2011 meeting. The Plan was then taken to the public for comments at the March 22, 2011 Community Conference, the March 25, 2011 Contractors' Expo and made available on the County website. The comments were incorporated into the final version of the TDM Plan. Implementation of the Plan will be subject to future budget considerations of Council. It is recommended that the final Transportation Demand Management Plan be adopted in principle.

MOTION:

Moved by: Councillor J. Grace and Seconded by: Councillor P. Gowing:

THAT:

The recommendation of Sandra Weber, Senior Planner that the Huron County Transportation Demand Management Plan; be adopted in principle, be approved.

CARRIED

8.5 Forest Conservation

8.5 a) Forest Conservation By-law Update:

A report from David Pullen, Forest Conservation Officer provided an update on activities including a guilty plea, court fine and reforestation order of Mr. W. Hopper, Morris-Turnberry regarding illegal tree removal. A newspaper notice of the Forest Conservation By-law and a promotional brochure were also discussed.

Warden requested David Pullen to prepare an estimate on the percentage of Ash trees in the County of Huron. Forest Conservation Officer David Pullen will do the best he can to prepare this report for the Committee.

8.5 b) Notices of Intent Under the Tree By-law:

	<u>Contractor</u>	<u>Property Owner</u>	<u>Acres</u>	<u>Location</u>
1.	Bernie McGlynn	John Braecker Farms Inc./ 1056061 Ont. Ltd.	25	Lot 11, Con.12/13 HE, McKillop Ward
2.	Bernie McGlynn	1056061 Ont. Ltd.	12	Lot 22/Pt.23, Con 10 HE, McKillop Ward
3.	Bernie McGlynn	John Braecker Farms Inc.	12	Lot 7, Con. 13 HE, McKillop Ward
4.	Bernie McGlynn	Bruno Braecker	25	Lot 6/7, Con. 12 HE, McKillop Ward
5.	Bernie McGlynn	1056061 Ont. Ltd.	10	Lot 10, Con. 13 HE, McKillop Ward
6.	Bernie McGlynn	W.C. McClure	8	N. Pt. Lot 10, Con. 13 HE, McKillop Ward

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	<u>Contractor</u>	<u>Property Owner</u>	<u>Acres</u>	<u>Location</u>
7.	J.H. Keeso and Sons	Ralph Darlow	8	N. Pt. Lot 14, Con. 3 MT, Morris Ward
8.	R.J.'s Tree Farms	Brad Carnochan	12	Lot 21, Con. 3 HE, Tuckersmith Ward
9.	R.J.'s Tree Farms	Jim McIntosh	12	Lot 22/26, Con. 3 HE, Tuckersmith Ward
10.	R.J.'s Tree Farms	Jim McIntosh	8	Lot 21, Con. 5 HE, Tuckersmith Ward
11.	Saratoga Sawmill	Gordon Plunkett	12	E. Pt. Lot 33, Con. 1 NH, East Wawanosh Ward
12.	T.J. Schreinert Lumber	Sandra Morrison	12	Pt. Lot 21, Con. 13 ACW, W.Wawanosh Ward

9. Administration, Policies & Other Issues:

There were no Administration, Policies and other issues.

10. Correspondence:

There was no correspondence brought forward.

11. Accounts and Financial Statements:

Accounts up to and including May 27th, 2011; were reviewed.

Highways	\$109,076.63
Fleet	\$27,884.82
Planning	\$110,453.95

Financial statements for the period ending April 30th, 2010; were reviewed.

	REVENUE		EXPENDITURES		COUNTY CONTRIBUTION	
	Actual	Prorated	Actual	Prorated	Actual	Prorated
Highways	11,940	914,000	4,916,474	4,447,712	4,904,534	3,533,712
Fleet	667,534	670,876	591,556	589,192	(75,978)	(81,684)
Planning	249,821	337,932	866,556	1,184,648	616,735	846,716

MOTION:

Moved by: Councillor G. Robertson and Seconded by: Councillor B. Barnim:

THAT:

The accounts up to and including May 27th, 2011 and the financial statements as of April 30th, 2010; be received.

CARRIED

Councillor Grace left the meeting at 2:26 p.m.

"Closed to the Public Session":

MOTION:

Moved by: Councillor G. Robertson and Seconded by: Councillor T. Hessel:

THAT:

The Committee do now go into a "Closed to the Public Session" at 2:25 p.m. under *Section 239 of the Municipal Act, 2001 as amended*:

- *Labour Relations*;

AND FURTHER THAT:

Deputy CAO/Treasurer David Carey, Director of Human Resources Darcy Michaud, Chief, Emergency Services David Lew and County Clerk Barbara L. Wilson remain in attendance.

CARRIED

MOTION:

Moved by: Warden Vincent and Seconded by: Councillor T. Hessel:

THAT:

The Committee rise from the "Closed to the Public Session" at 2:47 p.m.

CARRIED

MOTION:

Moved by: Councillor G. Robertson and Seconded by: Councillor P. Gowing:

THAT:

The Council of the County of Huron ratify the Collective Agreements with the Health Unit and EMS

CARRIED

Next Meeting:

The next meeting of Day 1 Committee of the Whole will be in Goderich on Wednesday August 3rd, 2011 at 9:00 a.m.

Adjournment:

MOTION:

Moved by: Councillor D. Frayne and Seconded by: Councillor J. Dietrich:

THAT:

The meeting adjourn at 2:47 p.m.

CARRIED

Chair B. Dowson