



Day One: Committee of the Whole

Highways, Planning & Corporate

Minutes - April 11, 2012

GODERICH, ONTARIO



COMMITTEE OF THE WHOLE DAY 1

Goderich, Ontario
April 11th, 2012

The Committee of the Whole Day 1 met in the Court House Council Chambers in Goderich on the 11th of April, 2012. All members of Council were present. Chair J. Grace called the meeting to order at 9:05 a.m. Councillor Klopp attended at 9:09 a.m. Councillor Van Diepenbeek attended the meeting at 9:38 a.m.

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

Councillors Rintoul, Van Diepenbeek and Ginn declared a conflict of interest with Item 8.5 Provincial Report on Low Frequency Noise Associated with Wind Turbines. Councillor Jewitt declared a conflict of interest with Item 10.8; a request from the Municipality of Clarington regarding the Horse Racing Industry.

MOTION:

Moved by: Councillor P. Gowing and Seconded by: Warden B. MacLellan:

THAT:

The Committee of the Whole Day 1 Agenda of April 11th, 2012; be accepted and all Reports included in the Agenda; be received.

CARRIED

Delegations:

There were no delegations for this meeting.

Councillor's Issues:

Councillor Robertson advised of his intention to reschedule the Board of Health meetings for May 3rd and June 7th.

Warden MacLellan presented a Certificate from Habitat for Humanity to Councillor Vincent. This is a Certificate of Appreciation to the County of Huron for their donation resulting from the proceeds of the Warden's Golf Tournament in July 2011.

**6. Report of the Agriculture & Rural Economic Development Advisor
OMAFRA:**

Jane Muegge, Agriculture & Rural Economic Development Advisor, Ontario Ministry of Agriculture, Food and Rural Affairs (OMAFRA) was not available for this meeting.

Jane Muegge had advised at the previous Committee of the Whole Day 1 meeting on March 14th that she would report back on the horse racing and slots industry when information became available to her. To date there has been no information from OMAFRA.

7. Public Works Department:

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

7.1 Small Benmiller Bridge Rehabilitation (Structure #1-3.5):

MOTION:

Moved by: Councillor D. Shewfelt and Seconded by: Councillor T. Hessel:

THAT:

The recommendation of Dave Laurie, Director of Public Works; that the tender submitted by Weathertech Restoration Services Inc., for the Small Benmiller Bridge Rehabilitation Project, for the tendered price of \$243,532.06 (including HST), based on estimated quantities; be approved;

AND FURTHER THAT:

The tendered price does not include; engineering construction supervision, contingency allowance or County administration.

CARRIED

7.2 Zurich Patrol Yard – Equipment Storage Addition:

MOTION:

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

THAT:

The recommendation of Mike Alcock, Civil Engineering Technologist; to authorize Mike Alcock to prepare and submit applications for the following:

Motion Con't. on Page 3.

Motion Con't. from Page 2.

- Site Plan Approval – amendments to the current site plan for the proposed addition;
- Demolition Permits for the two structures that require removal as a result of the proposed addition;
- Building Permits for the proposed additions to the existing sand storage building;
- Septic Permit for the proposed tile bed required as a result of the proposed addition;
- Other permits or applications that may be required by a regulatory authority to proceed with the project;

be approved;

AND FURTHER THAT;

The Clerk and the Warden are hereby authorized to execute the Owner's Authorization section of the Planning application form authorizing Mike Alcock, to make application for approval of the Site Plan Amendment application.

CARRIED

7.3 Mobile Stacker Purchase:

Walter Johnston, Fleet Manager prepared a report entitled Mobile Stacker Purchase; for the information of Committee.

MOTION:

Moved by: Councillor D. Shewfelt and Seconded by: Councillor J. Ginn:

THAT:

The recommendation of Walter Johnston, Fleet Manager; that the Public Works Department be authorized to proceed with the purchase of a 2012 McCloskey 36x90 direct load mobile stacker; from McCloskey International Ltd., for the tendered price of \$129,724.20 (including HST); be approved;

AND FURTHER THAT:

The price includes delivery to the Auburn shop and training for the use and maintenance of the mobile stacker.

CARRIED

7.4 Boundary Bridge 25 Rehabilitation (BB25), located on Line 17; a Boundary Bridge jointly owned by the County of Huron and the Municipality of West Perth:

MOTION:

Moved by: Councillor G. Robertson and Seconded by: Warden B. MacLellan:

THAT:

The Council of the County of Huron; agree to remove Boundary Bridge 25 from the County Highway system;

AND FURTHER THAT:

An Agreement between the County of Huron and the Municipality of South Huron; be prepared for the Municipality of South Huron to assume Boundary Bridge 25 as their responsibility;

AND FURTHER THAT:

A mutually agreeable one-time cash payment will be paid to the Municipality of South Huron from the County of Huron and all applicable information on BB25 will be provided for the remediation of Boundary Bridge 25 by the Municipality of South Huron.

CARRIED

8. Planning and Development:

8.1 Consents:

The authority to grant or refuse to grant consents is delegated to the Committee of the Whole under By-law No. 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.

There are no Consent applications for this meeting.

8.2 Delegated Consents:

The authority to grant undisputed consents is delegated to the Director of Planning and Development under By-law No. 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 G. Robertson and Seconded by: Councillor J. Dietrich:

THAT:

The recommendation of Senga Smith, Land Division Secretary; that no objections be lodged further to the Delegated Consents submitted with the Report of April 11th, 2012; 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 P. Gowing and Seconded by: Councillor J. Dietrich:

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 March 20th, 2012; be approved.

CARRIED

8.4 Draft Source Water Protection Plan:

The draft Source Water Protection Plans have been received from the Ausable Bayfield Maitland Valley Source Water Protection Planning Committee. Comments were requested by March 14, 2012 and the staff report was submitted prior to this date. The Source Protection staff will be advised of the Committee's disposition of the report.

MOTION:

Moved by: Councillor J. Ginn and Seconded by: Councillor B. Dowson:

THAT:

The recommendation of Scott Tousaw, Director and Craig Metzger, Senior Planner, Planning and Development Department; that the report be endorsed and forwarded to the Ausable Bayfield Maitland Valley Source Water Protection Planning Committee; be approved.

CARRIED

Councillor Van Diepenbeek attended the meeting at 9:39 a.m.

Councillors Rintoul, Van Diepenbeek and Ginn declared a conflict of interest with the next item on the Agenda.

8.5 Provincial Report on Low Frequency Noise Associated with Wind Turbines:

The Ontario Ministry of the Environment (MOE) commissioned HGC Engineering to conduct a literature review on the issue of low frequency noise associated with wind turbines. The report dated December 10, 2010 was eventually

released by the MOE in December 2011 and is entitled "Low Frequency Noise and Infrasound Associated with Wind Turbine Generator Systems – A Literature Review."

Committee of the Whole Day 1 passed a motion on March 14, 2012 to disband the Low Frequency Noise Committee and asked that the provincial study be forwarded to the Committee of the Whole Day 1 for review.

MOTION:

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

THAT:

The recommendation of Scott Tousaw, Director, Planning and Development Department; that the staff report be endorsed and forwarded to the Minister of the Environment, the Ministry of the Environment, and municipalities in Huron County; be approved.

MOTION:

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

THAT:

The matter of Low Frequency Noise Associated with Wind Turbines; be tabled.

CARRIED

8.6 Clean Water Project (CWP):

The CWP is funded and administered by the County and delivered to landowners by the extension staff of the Ausable Bayfield and Maitland Valley Conservation Authorities. In 2011, Huron County contributed \$300,000 to the Clean Water Project and an additional \$20,000 was received from OMAFRA. The Clean Water Project Review Committee approved 206 projects and \$319,605 in grants in 2011. The annual update on the CWP was provided by Kate Monk, Ausable Bayfield Conservation Authority.

8.7 OMAFRA Funding for Lake Huron Southeast Shore Steering Committee:

In 2011, an agreement was signed with OMAFRA to receive funding for the Clean Water Project and for watershed protection projects by the Ausable Bayfield and Maitland Valley Conservation Authorities. OMAFRA is recommending an amendment to the agreement to provide an additional \$35,000 for a Phosphorous Reduction Pilot Project. The Ausable Bayfield Conservation Authority would invoice the County for the total amount and manage the project as one of the partners in the Southeast Shore initiative. The

Southeast Shore initiative includes the Counties of Bruce, Huron and Lambton, 4 conservation authorities and several provincial and federal agencies engaged in addressing water quality.

MOTION:

Moved by: Councillor P. Klopp and Seconded by: Councillor J. Ginn:

THAT:

The recommendation of Scott Tousaw, Director, Planning and Development Department; that the agreement between the County of Huron and the Ministry of Agriculture Food and Rural Affairs for funding; be approved;

AND FURTHER THAT:

A By-law; be prepared for County Council to authorize the Warden and Clerk to enter into an agreement for funding with the Ministry of Agriculture, Food and Rural Affairs.

CARRIED

8.8 Huron Small Business Enterprise Centre (SBEC) Annual Report:

Alison Lobb, Business Consultant and Carol Leeming, Planner, presented the annual report summarizing the activities of the SBEC for 2011 and planned activities for 2012, including the Self-Employment Benefit program.

8.9 Forest Conservation:

8.9 a) Notices of Intent Under the Tree By-law:

	<u>Contractor</u>	<u>Property Owner</u>	<u>Acres</u>	<u>Location</u>
1.	Schreinert Logging	Hans Sturzenegger	30	Lot 37, Con.14, CH, Hullett Ward
2.	Schreinert Logging	Hans Sturzenegger	7	Lot 33, Con. 1, NH, E. Wawanosh Ward
3. **	Dan Verhoef/Lands and Forests Consulting	Dan Verhoef	8	Lot 35, Bayfield Concession, CH, Goderich Ward
4.	J.H. Keeso and Sons Ltd.	Lloyd Penfound	20	Pt. Lot 2, Maitland Concession, ACW, Colborne Ward
5.	J.H. Keeso and Sons Ltd.	Len Archambault	8	Lot 39, Con. 12, CH, Hullett Ward
6.	M & M Tree Service	P & P Sereda	6	Lot 5, Con. 2, SH, Usborne Ward
7.	Ontario Selective Harvest Ltd.	M & J Ritchie	22	Lot 9, Con. 14 E.D., ACW, Ashfield Ward

	<u>Contractor</u>	<u>Property Owner</u>	<u>Acres</u>	<u>Location</u>
8.	J.H. Keeso and Sons Ltd.	Daryl Ball	12	N ½ Lot 39, Con. 11, CH, Hullett Ward
9.	Folmer and Phillpi Sawmill Ltd.	Paul Ryan	25	Lot 6/7, Con. 11, MT, Turnberry Ward
10.	C & D Quality Logging Inc.	John Gillis	15	Lot 18, Con. 15, HE, Grey Ward
11.	Ontario Selective Harvest Ltd.	Bruce Penfound	10	Lot 33, Con. 8, CH, Hullett Ward
12.	Double S Logging Inc.	Erwin Bowman	8	Pt. Lot 27, Con. 18, Howick

*** Marked by and woodlot prescription prepared by a member of the Ontario Professional Foresters Association in accordance with "Good Forestry Practices"*

The Terrestrial Team will be making recommendations on possible changes to the Forest Conservation By-law and will include with their report ways to encourage Good Forestry Practices in Huron County.

8.9 b) Prosecutions:

David Pullen, Forest Conservation Officer provided an update on current prosecutions under the Huron County Forest Conservation By-law No. 10-2006.

8.9 c) Benmiller Tree Project:

David Pullen, Forest Conservation Officer provided an overview of a new project called "Trees for Benmiller" designed to assist rural landowners with woodlot restoration and tree planting in the 20 km. corridor affected by the August 21, 2011 tornado.

9. Administration, Policies & Other Issues:

There were no reports from Administration for this meeting.

10. Correspondence:

Councillor D. Jewitt declared a conflict of interest with Item 10.8 of the Agenda.

MOTION:

Moved by: Councillor N. Vincent and Seconded by: Councillor P. Klopp:

THAT:

The Council of the Corporation of the County of Huron; agree to support the resolution from the Municipality of Clarington as follows:

WHEREAS Ontario Slots at Racetracks program has, for over a decade provided mutual benefit to the Province of Ontario and the horse racing industry;

AND WHEREAS the Government has announced the cancellation of the Slots at Racetracks Program, jeopardizing the future of the horse racing and breeding industry in Ontario at the cost of thousands of jobs and \$2 billion in economic activity;

AND WHEREAS Clarington Council supports the various sectors of agriculture with regard to policies that affect the health, economic viability and sustainability of agriculture;

AND WHEREAS the horse breeding, rearing and training in Clarington, plus the spin-off jobs for farmers that grow the feed, veterinarians, blacksmiths, tack industry, mechanics, drivers and racetrack employees;

NOW BE IT RESOLVED THAT Clarington Council request the Government of Ontario work with the horse racing industry to reinstate and improve the Slots at Racetracks Program with its revenue sharing agreement to sustain and grow the horse racing industry to the benefit of our communities;

AND FURTHER THAT this resolution be circulated to the Legislative Assembly of Ontario and all members of AMO.

CARRIED

Councillor Grace gave an update on the Southwest Economic Alliance (SWEA) Assembly that is set for June 11-13th, 2012 in Stratford. SWEA is aiming to achieve global recognition of Southwestern Ontario as an Intelligent Region.

11. Accounts and Financial Statements:

Accounts up to and including March 30th, 2012; were reviewed.

Highways	\$421,734.71
Fleet	\$74,826.24
Planning	\$74,726.42

MOTION:

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

THAT:

The accounts up to and including March 30th, 2012, be received.

CARRIED

"Closed to the Public Session":

MOTION:

Moved by: Warden B. MacLellan and Seconded by: Councillor T. Hessel:

THAT:

The Committee do now go into a "Closed to the Public Session" at 11:10 a.m. under *Section 239 of the Municipal Act, 2001 as amended*: to discuss an item which relates to:

- Personal matters about an identifiable individual including municipal or local Board employees;

AND FURTHER THAT:

County Clerk Barbara L. Wilson; remain in attendance.

CARRIED

MOTION:

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

THAT:

The Committee rise from the "Closed to the Public Session" at 11:34 a.m.

CARRIED

MOTION:

Moved by: Councillor D. Shewfelt and Seconded by: Councillor B. Dowson:

THAT:

The members of the Committee of the Whole Day 1; approve the direction given to Warden MacLellan in the "Closed to the Public Session".

CARRIED

Next Meeting:

The next meeting of Day 1 Committee of the Whole will be in Goderich on Wednesday May 9th, 2012 at 9:00 a.m.

Adjournment:

MOTION:

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

THAT:

The meeting adjourn at 11:37 a.m.

CARRIED

Chair J. Grace