



Day One:  
Committee of the Whole  
Highways, Facilities, Planning & Corporate

Minutes - December 9, 2009

GODERICH, ONTARIO



## **DAY 1 COMMITTEE OF THE WHOLE**

Goderich, Ontario  
December 9<sup>th</sup>, 2009.

The Day 1 Committee of the Whole met in the Court House Council Chambers in Goderich on the 9th of December, 2009. All members of Council were present except for Councillors Bezaire and Grace. Councillor Shewfelt left the meeting at 11:45 a.m.

MOTION:

Moved by: Councillor B. Siemon:

THAT:

Councillor D. Kelly be nominated as Chair of the Day 1 Committee of the Whole.

Moved by: Councillor B. MacLellan:

THAT:

Councillor B. Dowson be nominated as Chair of the Day 1 Committee of the Whole.

Moved by: Councillor N. Rintoul

Nominated Warden Dykstra as Chair of the Day 1 Committee of the Whole.

Warden Dykstra declined the nomination. Councillors Kelly and Dowson accepted the nominations.

Vote took place by an open vote.

MOTION:

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

THAT:

Councillor Dorothy Kelly be appointed Chair of the Day 1 Committee of the Whole.

**CARRIED**

Chair D. Kelly called the meeting to order at 9:08 a.m.

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

There were no declarations of pecuniary conflict of interest.

Councillor's Issues:

MOTION:

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

THAT:

The County of Huron place a hiring freeze on new staff positions until the Service Delivery Review is completed.

CARRIED

**(note: The afore-mentioned Motion was considered at County Council on January 6<sup>th</sup>, 2010 and the Motion was Lost. See the County Council minutes of January 6<sup>th</sup>, 2010)**

MOTION:

Moved by: Councillor Fergusson and Seconded by: Councillor Robertson:

THAT:

Huron County Council recognizes the future development of the Seaway Depth Port of Goderich as a regional port;

AND FURTHER THAT:

The port has great importance for the export of agricultural products as well as salt and aggregates on an international and North American basis;

AND FURTHER THAT:

The port is a strong base of industry providing many jobs for Huron County residents as well as neighbouring Counties to the north and the south;

AND FURTHER THAT:

A copy of this Motion be forwarded to M.P. Huron-Bruce Ben Lobb and M.P.P. Huron-Bruce Carol Mitchell.

CARRIED

Councillor M. Demaray questioned why the Crime Stoppers signage on Highway 23 and Whalen Line is covered with the new signage, Ontario's West Coast. Director of Public Works Dave Laurie commented that the Crime Stoppers signage will be moved shortly to a more appropriate location in the area.

Councillor N. Vincent reported that Huron County was profiled in the latest issue of Canadian Living entitled, "Snow Removal Crews are Unsung Heroes". This article was submitted by a Huron County resident whose brother works as a snow plow operator in Huron County.

Councillor B. Siemon questioned the bank failure at the Huronview location in Clinton. C.A.O. Adams advised that a report from B.M. Ross is forthcoming in the near future that will hopefully address this issue.

C.A.O. Adams read an invitation from Easy Ride, a service that provides mobility for those with accessibility challenges. The Open House is to be held at the Betty Cardine Centre later on the 9<sup>th</sup> of December.

C.A.O. Adams also reminded members of the Committee of the Retirement Tea later on the 9<sup>th</sup> of December for a long time Social Services employee Elmer Sanderson.

Treasurer Carey advised there will be an update on the proposed 2010 Budget at the Day 2 Committee of the Whole meeting on the 16<sup>th</sup> of December.

MOTION:

Moved by: Councillor J. Dietrich and Seconded by: Councillor K. Oke:

THAT:

The Day 1 Committee of the Whole Agenda be accepted and all Reports included in the Agenda; be received.

CARRIED

#### **5. Report of the Regional Information Co-ordinator OMAFRA:**

Jane Muegge, Regional Information Co-ordinator, Ontario Ministry of Agriculture, Food and Rural Affairs presented her report for the information of Committee.

Wayne Black, representing the Huron County Federation of Agriculture was present as a delegation to discuss the current lobbying by Ontario Agriculture Sustainability Coalition (OASC). The OASC consists of Ontario Pork, Ontario Cattlemen's Association, Ontario Veal, Ontario Fruit and Vegetable Grower's Association, Grain Farmers of Ontario and the Ontario Federation of Agriculture.

The OASC is lobbying for immediate adjustments to the Agri-Stability program and to the calculation of reference margins to account for low to negative margins. They also need the Federal Government's commitment to provide funding to the provinces to address Business Risk Management programming gaps. The Federal Government should adopt the Agri-Flex proposal, announced by the Canadian Federation of Agriculture on June 20<sup>th</sup>, 2008. The proposal calls for a cost-shared funding envelope to fund complementary Business Risk Management (BRM) and non-BRM programming to more effectively target specific gaps.

The Agricultural industry in Huron County generates over \$660 million in farm gate sales and a total of \$2.0 billion in economic impact in Huron County. This is a significant industry for Huron County and the Province of Ontario.

Leona Dombrowsky, the Provincial Minister of Agriculture has endorsed the approach of the OASC. Federal-Provincial support has been 60-40 and the OASC is not prepared to settle for only 40%; they need the Federal Government on side for their 60% share. This will benefit urban as much as rural since the program is suggesting more food processing in Ontario will be required. This will help the 401 corridor and Huron County especially.

**MOTION:**

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

**THAT:**

The Huron County Council support the Ontario Agriculture Sustainability Coalition (OASC) consisting of the Ontario Pork Producers, Ontario Cattlemen's Association, Ontario Veal Producers, Ontario Fruit and Vegetable Grower's Association, the Grain Farmers of Ontario, the Ontario Federation of Agriculture and the Huron County Federation of Agriculture by requesting a meeting with Huron-Bruce MPP Carol Mitchell at the ROMA/OGRA conference to support the OASC lobbying for immediate adjustments to the Agri-Stability program;

**AND FURTHER THAT:**

This Motion be presented to the South Western Economic Association (SWEA); for their support as agri-business is a vital economic industry in South Western Ontario;

**AND FURTHER THAT:**

This Motion be forwarded to the Association of Municipalities in Ontario (AMO) to be sent to each municipality in Ontario; Huron-Bruce MP Ben Lobb and Huron-Bruce MPP Carol Mitchell.

**CARRIED**

C.A.O. Adams commented that Huron County Council should support these ventures. He and his staff are prepared to meet and prepare a Report to be presented at the ROMA/OGRA conference in Toronto in February. There needs to be an action plan and we all need to work together to lobby the Federal and Provincial Ministers of Agriculture.

#### **6. Public Works Department:**

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

##### **6.1 Administrative Update:**

A question regarding the proposed 2010 Budget that shows that paving is down a bit. Director Laurie advised they generally plan to pave about 34 km. per year in each Budget; in 2010 this is a cost saving mechanism; however it is planned to pave about 32 km. in 2011.

The Public Works Department is currently preparing options to do the winter maintenance in Wroxeter.

##### **6.2 2009 Public Works Capital Budget Surplus:**

MOTION:

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

THAT:

The recommendation from Dave Laurie, Director of Public Works that all surpluses from the 2009 Public Works Capital Budget be transferred to the Department's Accumulated Surplus for use in 2010.

CARRIED

##### **6.3 Renewal of Huron/Bruce Boundary Agreement:**

MOTION:

Moved by: Councillor J. Seili and Seconded by: Councillor M. Scott:

THAT:

The recommendation from Dave Laurie, Director of Public Works that the County of Huron review, adopt and execute the Boundary Agreement between the Counties of Huron and Bruce; be approved;

AND FURTHER THAT:

The Boundary Agreement is for the routine maintenance and repair of the boundary roads, bridges and culverts in Huron and Bruce Counties.

CARRIED

#### **6.4 Correspondence to Municipal Road Supervisors and all municipalities in the County of Huron:**

This correspondence entitled County Weed Control Program was for Council's information. There was a brief discussion regarding plan by the County. Mike Alcock commented that it is an effective and environmentally good program.

There was some discussion regarding the Giant Hogweed and it being on the list of noxious weeds in Ontario. Mike Alcock commented that he needs approval from the Chief Weed Inspector of Ontario to consider it a noxious weed.

### **7. Planning and Development:**

#### **7.1 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.

7.1 a) Request for change of conditions to File B30/09 Robin Farms Ltd. c/o Ingrid Love, (Owner), Douglas Culbert, OLS, Applicant, Pt Lot 36, Con 1, LRS, Tuckersmith Ward, Municipality of Huron East:  
Provisional consent was given to this application on October 14, 2009 by Committee of the Whole Day 1, subject to Conditions. The Ministry of Transportation (MTO) has requested that Condition #9 be changed due to an error in their original comments. The MTO original comment related to the creation of commercial parcels and not for a non-farm residential parcel. MTO has offered two options for changing Condition #9. The Municipality of Huron East has no objection to a change of Condition #9 as requested by MTO, either option 1 or 2.

MTO Option 1

"To relocate the existing highway access for the residence from Provincial Highway No. 4 and change it to access Roman Road. This would require that the existing entrance within the highway right-of-way be physically removed and the highway right-of-way restored to the satisfaction of the Ministry by the owner and at the owner's expense. An encroachment permit would be required from the Ministry in order to carry out the work within the highway right-of-way. No other permits would be required from the Ministry."

MTO Option 2

"A 0.3 metre reserve extending across the entire highway frontage of the retained and severed parcels (with the exception of the proposed street entrance) is conveyed by deed to the Ministry of Transportation (All reserves by deed must be free and clear of all mortgages, liens, encumbrances). This is to ensure that no additional highway access will be permitted now or in the future.

In order to accommodate the transfer of the 0.3 m reserve we will require, for our review and approval a draft copy of a reference plan showing as parts or blocks the severed parcel including the 10 m wide entrance and the 0.3 metre reserve and a draft copy of the transfer/deed conveying the 0.3 metre reserve to the Ministry. When we have approved these documents the plan may be deposited and the deed may be registered. We will then require one mylar copy and two white print copies of the reference plan and two original copies of the registered deed along with a completed Certification of Title from the owner's lawyer."

Section 53(23) of The Planning Act allows for changes to Conditions of a Provisional Consent. It is recommended that Condition #9 for Provisional Consent be changed as follows and that this change be considered minor (no further notification and appeal period required):

*9. The frontage of the severed parcel be enlarged to 10 metres wide, and a 0.3 metre reserve extending across the entire highway frontage of the retained and severed parcels (with the exception of the proposed street entrance) be conveyed by deed to the Ministry of Transportation. (Please note the Ministry of Transportation letter of November 3, 2009.)*



Ontario Land Surveyor, Doug Culbert was in attendance and commented on the 0.3 metre reserve.

MOTION:

Moved by: Councillor D. Shewfelt and Seconded by: Councillor N. Vincent:

THAT:

The recommendation from Carol Leeming, Planner with the Planning & Development Department to make a minor change to Condition #9 for Provisional Consent B30-09; be approved as follows:

THAT:

The frontage of the severed parcel be enlarged to 10 metres wide, and a 0.3 metre reserve extending across the entire highway frontage of the retained and severed parcels (with the exception of the proposed street entrance) be conveyed by deed to the Ministry of Transportation.

CARRIED

An unscheduled item was introduced by Councillor Seili regarding the Avon-Maitland District School Board. Councillor J. Seili requested that all rezoning and official plan designation applications come before County Council for approval.

Director of Planning Scott Tousaw commented the authority to grant undisputed consents is delegated to the Director of Planning and Development under By-law 5-2009. If County Council would like to change this in anyway, it must be by direction in a Motion of Council.

MOTION:

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

THAT:

Any future planning applications; i.e. Official Plan Amendments and Consent Applications, for the new elementary school in North Huron (Wingham) be dealt with at County Council;

AND FURTHER THAT:

The Huron County By-laws No. 5-2009 and No. 4-2009 that states the authority to grant undisputed consents is delegated to the Director of Planning and Development; not apply for this particular development.

CARRIED

**7.2 Delegated Consents:**

The authority to grant undisputed consents is delegated to the Director of Planning and Development under By-law 5-2009. Report 7.2 lists the applications which received provisional consent approval since the last report. County Council is notified for information and appeal purposes only.

**7.3 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.

MOTION:

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

THAT:

The recommendation from Scott Tousaw, Director of the Planning & Development Department that no objections be lodged for the Zoning By-laws listed in Report 7.3; be approved.

CARRIED

**7.4 Community Economic Development:**

**7.4 a) 2009 Tourism Report:**

The 2009 Tourism Report was reviewed. The Report details the 2008-2009 activity and the 2010 strategy for the following aspects of the County's role in tourism:

- Promotional Literature (travel guide, brochures and distribution of literature) and website;
- Partnership with the Huron Tourism Association;
- Huron County Tourism Event and Brochure Swap;
- Marketing programs and partnerships;
- Travel writers;
- Departmental Resources for Tourism.

Councillor Shewfelt commented on encouraging more fishing as a tourist destination along the Lake Huron coast and the rivers and streams in Huron County.

Councillor Fergusson stated that cultural events are popular today and encouraged Council to remember this when the 2010 proposed Budget is being considered.

MOTION:

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

THAT:

The recommendation from Cindy Fisher, Senior Planner and Jenna Ujiye, Tourism Marketer that the 2009 Tourism Report; be approved.

CARRIED

**7.4 b) 'En Route' magazine - coverage of Huron County:**

In the November 2009 issue, provided on all Air Canada flights, Huron County received a two page article and a half page itinerary travel planner feature. The November edition was a Special Foods Issue and the article featured the Black Dog Village Pub and Bistro in Bayfield; The Little Inn of Bayfield; Benmiller Inn and Spa and Metzger Meat Products in Hensall. Chris Johns (aka Peter Hamelin), an Ontario travel writer, produced the article after a recent FAM trip to our area, co-ordinated by Laurel Armstrong.

This illustrates the importance of maintaining relationships with travel writers in the region since editorials and features such as this are considered to be eight times more effective than advertisements. The 'captive' reading audience on a flight and the airline's encouragement to take this magazine home are an added bonus for this feature. The article is also online at their very busy En Route website which gives this feature another multiplier effect.

**7.4 c) Huron Tourism News:**

Council received a copy of the Huron Tourism News.

## 7.5 Forest Conservation:

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

	<u>Contractor</u>	<u>Property Owner</u>	<u>Acres</u>	<u>Location</u>
1.	George Eisenschink	Wayne Campbell	4	Lot 3 & Pt lot 4, Con. 5, B (Stanley Ward)
2.	Ontario Selective Harvest Ltd.	Allan Hackett	8	N Pt Lot 12, Con. 13, ACW
3.	Ontario Selective Harvest Ltd.	Jaratoga View Farms Inc	15	Lot 22 Con. 4, A-C-W (West ward)
4.	J.H Keeso and Sons Ltd	Albert Schilbe	45	Lot 74, Con. Bayfield, CH (Goderich twp)
5.	Martins Cutting and Skidding	Jack Schuitema	9	Pt Lot 36, Con. 11, NH. Ward 2 (East Wawanosh)
6.	Martins Cutting and Skidding	Ulrich Hundt	4	Lot 13, Con. 5, HE, Tuckersmith Ward
7.	J.H Keeso and Sons Ltd	Dorothy Thornton	22	Lot 44, Con. 1, MT, Ward M (Morris)
8.	J.H Keeso and Sons Ltd.	David Johnston	50	Lot 42-46, Con. 1, MT, Ward M (Morris)

### 7.5 b) Maple Syrup Production in County Forests:

A maple syrup producer is interested in leasing part of a County-owned forest for tapping trees.

It is recommended that County-owned forests not be leased for maple syrup production due to conflicts with the multi-use nature of County Forests.

#### MOTION:

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

#### THAT:

The recommendation from Erica Garfat, Forest Conservation Officer that the County owned forests may not be leased for maple syrup production due to a conflict with the multiuse nature of County forests; be approved.

CARRIED

## **7.6 Waste Management:**

### **7.6 a) Mandatory Septic System Maintenance Program:**

There are between 12,000 and 14,000 privately owned septic systems in Huron County. These systems are a potential source of ground and surface water contamination. The County of Huron successfully delivered a voluntary septic system inspection program in 2005, 2006 and 2007. The September 2009 Water Protection Steering Committee meeting recommended that County Council consider implementing a mandatory septic system maintenance program.

Report 7.6 a) is provided as requested at the November 2009 session of County Council.

It is recommended that a Mandatory Septic System Maintenance Program in 2010 proceed subject to the following:

- A budget of \$102,124 be allocated for consideration in the consolidated budget;
- The Board of Health be consulted and concur that the Health Unit deliver the program.

There was a great deal of discussion surrounding the recommendation specifically the budget amount. Comments from some Councillors included that a user pay system be implemented.

There was discussion surrounding the waste haulers and where they will get rid of the waste from the septic tanks.

If this program could be delivered under the Health Unit, it was questioned if the Province would support 50% funding under the Health Unit budget.

A Motion passed by Council at the beginning of this meeting approved a hiring freeze of new employees at the County until the Service Delivery Review process is complete. The Health Unit currently does not have the manpower to deliver this program.

Discussion arose regarding the grants that may be available through stewardship programs and this could be investigated by staff.

**MOTION:**

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

**THAT:**

The Mandatory Septic System Maintenance Inspection Program proceed in 2010 as a user pay program;

**AND FURTHER THAT:**

An application be made to the Provincial Government for assistance for residential repair or replacement of rural septic systems;

**AND FURTHER THAT:**

This Motion be sent to the Association of Municipalities of Ontario (AMO); Huron-Bruce MP Ben Lobb, Huron-Bruce MPP Carol Mitchell, the Ontario Federation of Agriculture, the Huron County Federation of Agriculture, Ausable Bayfield Conservation Authority and Maitland Valley Conservation Authority.

**CARRIED**

Staff were asked to bring back a Report to address the issues raised.

**7.7 Economic Development:**

**7.7 a) Agreement for Communities Adjustment Fund (CAF) Grant:**

Through HBDC, Economic Development Services was successful in obtaining grants from the CAF program for projects previously submitted but not approved under the provincial Communities in Transition Program. These projects are:

- 1) additional funding for the County's viticultural study;
- 2) marketing for the Local First campaign, and;
- 3) wages for the Local First Intern (24 week contract).

These projects are 100% funded by CAF.

**MOTION:**

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

**THAT:**

The recommendation from Director of Planning & Development Scott Tousaw that the Warden and the Clerk sign the funding Agreements to enable payment of the grants to Huron County; be approved.

**CARRIED**

**8. Facilities:**

C.A.O. Larry Adams presented this report on behalf of the Facilities Department for the information of Committee.

**8.1 Information Report:**

There was some discussion regarding the high estimate for high-hoe work at the Jacob Memorial Building Site for the embankment repair. CAO Adams maintained the estimate is high and it will be stated when the presentation is done for Council.

**9. Administration, Policies & Other Issues:**

**9.1 a) 2010 Insurance Premium:**

David Carey, Treasurer presented this report for the information of Committee.

MOTION:

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

THAT:

The recommendation from Treasurer David Carey that the 2010 insurance premium in the amount of \$298,637 plus applicable taxes be paid to Frank Cowan Insurance Company; be approved.

CARRIED

**10. Correspondence:**

MOTION:

Moved by: Councillor J. Seili and Seconded by: Councillor J. Fergusson:

THAT:

The Resolution from the Municipality of West Perth be supported;

THAT:

MPAC be requested to provide additional, proactive reporting to municipalities to disclose such pending assessment changes in the future;

AND FURTHER THAT:

MPAC be requested to process the outstanding building permits to ensure that no Assessment revenue is lost, and that new permits be processed in a timely manner;

AND FURTHER THAT:

The Ministry of Finance be requested to reconcile the 2009 OMPF, and to adjust the 2010 OMPF calculations to their proper values.

CARRIED

MOTION:

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

THAT:

The Association of Municipalities of Ontario Member Communication entitled Advocacy for OMPF and OMPF Mitigation Funding for 2010 be supported by the Council of the County of Huron.

CARRIED

There was a brief discussion regarding the copying of all the correspondence. A consensus from Council is not to copy the correspondence but to make it available to all members of Council by incorporating it in a small binder and it could be passed around at the same time the attendance sheet is being signed by each member.

**11. Accounts and Financial Statement:**

Accounts for November 2009 will be reviewed.

Highways	\$485,421.87
Fleet	26,712.21
Buildings	58,777.73
Planning	96,710.79

Financial statements for the period ending November 26<sup>th</sup>, 2009 will be reviewed.

	REVENUE		EXPENDITURES		COUNTY CONTRIBUTION	
	Actual	Prorated	Actual	Prorated	Actual	Prorated
Highways	526,526	2,908,228	20,099,686	11,470,094	19,573,160	8,561,866
Fleet	1,518,593	1,728,400	1,298,260	1,497,512	-220,333	-230,888
Buildings	1,317,727	1,330,287	1,690,569	1,870,842	372,842	540,555
Planning	627,651	715,071	2,577,883	2,535,293	1,950,232	1,820,222

MOTION:

Moved by: Councillor T. Collyer and Seconded by: Councillor K. Oke:

THAT:



The Accounts for November, 2009 and the Financial Statement for the period ending November 26<sup>th</sup>, 2009; be received.

CARRIED

**"Closed to the Public Session":**

MOTION:

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

THAT:

The Committee do now go into a "closed to the public session" at 11:45 a.m. under Section 239 of the Municipal Act, 2001 as amended:

- labour relations or employee negotiations

AND FURTHER THAT:

C.A.O. Larry C. Adams, Director of Human Resources Darcy Michaud, Representative from the Non-Union Representative Nina Philips and Clerk Barbara L. Wilson remain in attendance.

CARRIED

MOTION:

Moved by: Councillor N. Vincent d by: Councillor B. Siemon:

THAT:

The Committee rise from the "closed to the public session" at 12:20 p.m.

CARRIED

MOTION:

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

THAT:

The recommendation from the Non-Union Committee that the salary rates be increased by 2.5% for 2010;

AND FURTHER THAT:

The part-time in lieu of benefits be increased from \$1.25 per hour to \$1.30 per hour.

Councillor M. Demaray requested a Recorded Vote for the next Motion.

YEAS:       MacLellan  
              Dietrich

Committee of the Whole Day 1  
December 9<sup>th</sup>, 2009  
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Rintoul  
Siemon  
Dowson  
Scott  
Vincent  
Kelly  
Robertson  
Collyer  
Dykstra  
Van Diepenbeek  
Oke  
Seili

NAYS: Fergusson  
Demaray  
Johnston

ABSENT: Grace  
Bezair  
Shewfelt

YEAS: 14 – NAYS: 3 – ABSENT: 3  
CARRIED

**Next Meeting:**

The next meeting of Day 1 Committee of the Whole will be in the Court House Council Chambers in Goderich, on Wednesday January 13<sup>th</sup>, 2010 at 9:00 a.m.

**Adjournment:**

MOTION:

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

THAT:

The meeting adjourn at 12:25 p.m.

CARRIED

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Chair Dorothy Kelly