



Day One: Committee of the Whole

Highways, Facilities, Planning & Corporate

Minutes - December 9, 2013

GODERICH, ONTARIO



COMMITTEE OF THE WHOLE DAY 1 – MEETING MINUTES

Goderich, Ontario
December 9, 2013

The Committee of the Whole Day 1 met in the Court House Council Chambers in Goderich on the 13th day of November 2013.

1. Call to Order:

All members of Council were present. Warden Steffler called the meeting to order at 9:02 a.m.

2. Election of the Chair and Vice-Chair of the Committee of the Whole Day 1 for 2014:

Warden Steffler requested a Motion to nominate a Chair for the Committee of the Whole Day 1 for 2014.

MOTION:

Moved by: Councillor Dowson and Seconded by: Councillor Dietrich

THAT:

Councillor Paul Klopp be nominated as the Chair of the Committee of the Whole Day 1 for 2014.

CARRIED

Warden Steffler turned the Committee of the Whole Day 1 meeting over to newly elected Chair Klopp.

Chair Klopp requested a Motion to nominate a Vice-Chair for the Committee of the Whole Day 1 for 2014.

MOTION:

Moved by: Warden Steffler and Seconded by: Councillor Gowing

THAT:

Councillor Art Versteeg be nominated as the Vice-Chair for the Committee of the Whole Day 1 for 2014.

CARRIED

3. Declaration of Pecuniary Interest:

Councillor Hessel declared a Pecuniary Interest with regards to item 9(c) application B49/2013 – Wayne & Ruth Hamilton. Reason: related to property owners.

4. Approval of the Agenda:

MOTION:

Moved By: Councillor Ginn and Seconded By: Councillor Van Diepenbeek

THAT:

The Committee of the Whole Day 1 Agenda for December 9, 2013 be accepted and all reports included in the Agenda be received as presented.

CARRIED

5. Delegations:

- 5.1 Active Transportation presented by Laura Dekroon and Wayne Caldwell. Clerk Cronin is to forward the survey regarding Active Transportation to members of Council.
- 5.2 Jeff Coleman, Industry Leader Vice President, Public Entity, for Frank Cowan Company Limited gave an update regarding County Municipal Insurance Program.
- 5.3 Enterprise Content Management (ECM) presented by John Cummings, Meighan Wark and Susan Cronin.

6. Councillor's Issues:

Councillor MacLellan informed members that he would be vacating the meeting for a short period of time.

Councillor Dowson requested a report on the process of changing the term of Warden from 2 years to 1 year. CAO Orchard will present at the December 11, 2013 meeting.

7. Report of the Agricultural & Rural Economic Development Advisor OMAF/MRA:

No Report

8. Consent Agenda – Items 8.1 through 8.12:

Planning and Development

8.1 Delegated Consents under the Planning Act-presented by Senga Smith

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

Huron County Committee of the Whole – Day 1 Minutes
December 9, 2013

received provisional consent approval since the last report. County Council is notified for information and appeal purposes only.

MOTION:

THAT:

The recommendation of Senga Smith, Land Division Secretary, that no objections be lodged further to the Delegated Consents submitted with the Report of December 9, 2013, be approved.

8.2 Zoning By-laws-presented by Scott Tousaw.

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 report.

MOTION:

THAT:

The recommendation of Scott Tousaw, Director, that no objections be lodged to the Zoning By-laws, be approved.

8.3 Forest Conservation: Notices of Intent under the Tree By-law-presented by Dave Pullen.

The Forest Conservation By-law requires owners or loggers to file a Notice of Intent prior to conducting tree harvesting operations. The report lists the Notices received since the last report.

ACTION: Receive for information.

8.4 **Prosecutor's Agreement**-presented by Scott Tousaw.

Darrell Hawreliak is the County's prosecutor for provincial offences under the Forest Conservation By-law. A by-law is required to renew the agreement.

MOTION:

THAT:

The recommendation of Scott Tousaw, Director, that a by-law be passed authorizing the Warden and Clerk to sign the agreement for Prosecutorial Services, be approved.

8.5 Ontario Self Employment Benefit (OSEB) Program Agreement between Ministry of Training, Colleges and Universities (MTCU) and the County of Huron for 2014-2015-presented by Carol Leeming.

Huron County Committee of the Whole – Day 1 Minutes
December 9, 2013

The County of Huron has delivered the SEB Program under agreement with MTCU since 1993. The SEB Program is 100% funded by MTCU and provides Employment Insurance (EI) eligible clients with the necessary training and counselling support to launch full-time businesses. The current agreement ends March 31, 2014. A Business Plan is being submitted to MTCU for April 1, 2014 to March 31, 2015 which will require a new agreement with MTCU.

MOTION:

THAT:

The recommendation of Carol Leeming, SEB Co-ordinator, that a by-law be passed authorizing the Warden and Clerk to sign the agreement with MTCU for the period April 1, 2014 to March 31, 2015, be approved.

8.6 RED1 Final Claim-presented by Scott Tousaw and John Cummings

The payment claims holdback of approx. \$62,000 has been owing to the County from OMAFRA since 2011. A program audit of OMAFRA by the Ontario Internal Audit Division will not allow OMAF to reimburse the County and the file has been closed. The report contains a full explanation.

ACTION: Receive for information.

8.7 HEDP Meeting

The notes of the HEDP Management Meeting of November 19, 2013 are provided.

ACTION: Receive for information.

8.8 Ministry of Finance and Ministry of Municipal Affairs and Housing re: Ontario Municipal Partnership Fund (OMPF) and program allocations for 2014

ACTION: Receive for information.

8.9 **Ministry of Municipal Affairs and Housing re: the County of Huron's housing and homelessness plan**

ACTION: Receive for information.

8.10 The Salvation Army Suncoast Citadel expressing gratitude for the Food Bank donation

8.11

ACTION: Receive for information.

Huron County Committee of the Whole – Day 1 Minutes
December 9, 2013

8.12 Ontario Good Roads Associations Report of the Nominating Committee

ACTION: Receive for information.

8.12 Accounts and Financial Statements

Accounts up to and including November 21, 2013 were reviewed.

DEPARTMENT PROGRAM	ACCOUNT
Highways	470,591.35
Fleet	61,968.07
Planning	83,876.67

Financial statements for the period ending October 31, 2013 were reviewed.

DEPARTMENT PROGRAM	REVENUE		EXPENDITURES		COUNTY CONTRIBUTION	
	Actual	Prorated	Actual	Prorated	Actual	Prorated
Highways	2,511,234	1,808,162	12,976,988	11,371,308	10,465,754	9,563,146
Fleet	2,065,998	1,992,580	1,526,471	1,655,730	(539,527)	(336,850)
Planning	544,280	703,100	2,681,243	3,187,780	2,136,963	2,484,680

ACTION:

THAT:

The accounts up to and including November 21, 2013 and the financial statements as of October 31 be received.

Consent Agenda:

MOTION:

Moved By: Councillor Hessel and Seconded By: Councillor Gowing

THAT:

Items 8.1 through 8.12 be approved with the actions as noted.

CARRIED

9.0 Planning and Development:

9.1 Planning and Development Consents under the Planning Act (9:15):

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.

- a) B38/2013 – Wayne & Rose Hoffman (owners), James Daryl Keys (applicant), Pt Lot 13, Concession 9, Hay East Ward, Municipality of Bluewater** (presented by Mitchell Avis)

Huron County Committee of the Whole – Day 1 Minutes
December 9, 2013

The purpose and effect of this application is for the creation of a new lot under the surplus residence policies. The land to be severed is approximately 2.48 acres (1 ha) with a residence and storage shed. The vacant land to be retained is approximately 55.8 acres (22.6 ha). The severance does not meet the requirements of the Provincial Policy Statement, the Huron County Official Plan or the Bluewater Official Plan. Neither the owner nor the applicant own another farm containing a residence, and therefore the residence is not surplus as a result of farm consolidation or enlargement. Consents for residential purposes are not permitted. The Municipality of Bluewater is recommending approval of the application with conditions. The Planning & Development Department is recommending denial of this application.

MOTION:

Moved by: Councillor Hessel and Seconded by: Councillor Grace

THAT:

The Council of Huron County support the recommendation by the Municipality of Bluewater that application B38/2013 by Wayne & Rose Hoffman (owner), James Daryl Keys (applicant), Pt Lot 13, Concession 9, Hay East Ward, Municipality of Bluewater, requesting separation and conveyance of a parcel of land as described be approved Provisional Consent.

CARRIED

b) B46/2013 – Margaret Miller (owner & applicant), Part Lot 9, Concessions 15 & 16, Hay East Ward, Municipality of Bluewater
(presented by Mitchell Avis)

The purpose and effect of this application is for the creation of a new lot. The land to be severed is approximately 25 acres (10 ha) with a residence and agricultural land. The vacant land to be retained is approximately 25 acres (10 ha). This severance does not meet the requirements of the Provincial Policy Statement, the Huron County Official Plan, the Bluewater Official Plan, the Stanley Zoning By-law, or the Ausable Bayfield Conservation Authority. The severance of 25 acres (10 ha) of agricultural land is not supported by these policies. The retained land has been identified by the ABCA as a locally significant wetland and significant heritage feature. The Official Plan and ABCA do not support land division in natural environment areas. The Municipality of Bluewater is recommending approval of the application with conditions. The Planning & Development Department is recommending denial of this application.

MOTION:

Moved by: Councillor Grace and Seconded by: Councillor Hessel

THAT:

Huron County Committee of the Whole – Day 1 Minutes
December 9, 2013

The Council of Huron County support the recommendation by the Municipality of Bluewater that application B46/2013 by Margaret Miller (owner & applicant), Pt Lot 9, Concessions 15 & 16, Hay East Ward, Municipality of Bluewater, requesting separation and conveyance of a parcel of land as described be approved Provisional Consent.

CARRIED

c) B49/2013 – Wayne & Ruth Hamilton (owners & applicants), Lot 15, Concession 10, Stanley East Ward, Municipality of Bluewater
(presented by Mitchell Avis)

The purpose and effect of this application is for the creation of a new lot under the surplus residence policies (to sever a house from a farm containing 2 houses). The land to be severed is approximately 1.2 acres (0.5 ha) containing a house and garage. The land to be retained is approximately 95 acres (38.5 ha) containing a house and workshop. The severance is not consistent with the Provincial Policy Statement and does not conform with the Huron County Official Plan or the Bluewater Official Plan. These policies do not support the creation of residential lots in the agricultural area and the house is not surplus as a result of farm enlargement or farm consolidation. The Municipality of Bluewater is recommending approval of the application with conditions. The Planning & Development Department is recommending denial of this application.

MOTION:

Moved by: Warden Steffler and Seconded by: Councillor Robertson

THAT:

The Council of Huron County support the recommendation by the Municipality of Bluewater that application B49/2013 by Wayne & Ruth Hamilton (owners & applicants), Lot 15, Concessions 10, Stanley East Ward, Municipality of Bluewater, requesting separation and conveyance of a parcel of land as described be approved Provisional Consent.

CARRIED

d) B16/2013 – Richard and Nancy Miller (owners & applicants), Pt Lot 13, Concession 5, Osborne Ward, Municipality of South Huron
(presented by Arthur Churchyard)

The purpose and effect of this application is for the creation of a new lot under the surplus residence policies. The land to be severed is approximately 1.4 acres (0.6 ha) containing an accessory dwelling. The land to be retained is approximately 5 acres (2 ha) containing an active sawmill and a second accessory dwelling. The South Huron Official Plan requires accessory dwellings to remain part of Agricultural Industrial-Commercial operations. The application also creates issues of safety and

Huron County Committee of the Whole – Day 1 Minutes
December 9, 2013

future uses of the property. This application also does not meet surplus dwelling criteria. It is not consistent with the Provincial Policy Statement and does not conform with the Huron County Official Plan or the South Huron Official Plan. The Municipality of South Huron is recommending approval with conditions. The Planning & Development Department is recommending denial of this application.

MOTION:

Moved by: Councillor Dowson and Seconded by: Councillor Dietrich

THAT:

The Council of Huron County support the recommendation by the Municipality of South Huron that application B13/2013 by Richard and Nancy Miller (owners & applicants), Pt Lot 13, Concession 5, Usborne Ward, Municipality of South Huron, requesting separation and conveyance of a parcel of land as described be approved Provisional Consent.

CARRIED

e) B41/2013 – Daniel Martin & David Martin, (owners/applicants), Pt Lots 9 & 10, Concession 11, Ward T, Municipality of Morris-Turnberry
(presented by Susanna Reid)

The purpose and effect of this application is for the creation of a new lot by re-creating the original farm lot lines. The vacant land to be severed is approximately 87.2 acres (35.2 ha) (a previous hydro line expropriation reduced the original lot size). A farmhouse, barn and shed are proposed to be built on the severed lands. The land to be retained is approximately 98.5 ac (39.8 ha) with a house, hog barns, bank barn and storage shed. The application conforms to Section 51(24) of the Planning Act, the Huron County Official Plan, Morris-Turnberry Official Plan (Section 3.4.1) and is consistent with the Provincial Policy Statement (PPS). The Municipality of Morris-Turnberry and the Planning and Development Department recommend approval of the application subject to conditions. A letter of objection has been received from Rob Metcalfe on behalf of Camaro Farms Ltd., a neighbouring landowner.

MOTION:

Moved by: Councillor Vincent and Seconded by: Councillor Shewfelt

THAT:

Application B41/2013 by Daniel Martin and David Martin (owners & applicants) Pt Lots 9 & 10, Concession 11, Ward T, Municipality of Morris-Turnberry requesting separation and conveyance of a parcel of land as described be approved with Provisional Consent as the application conforms with the Huron County Official Plan, the Municipality of Morris-Turnberry Official Plan, Section 51 (24) of the Planning Act, and is consistent with the Provincial Policy Statement.

CARRIED

Council recessed from 10:58 a.m. and reconvened at 11:13 a.m.

9.2 Provincial Review of Planning and Appeal System (presented by Arthur Churchyard)

The Ministry of Municipal Affairs and Housing organized consultation meetings to review the provincial land use planning and appeal system. At a meeting attended by County staff on November 14, 2013, a number of relevant topics were discussed, including the Ontario Municipal Board, the role of the province, and ways to make the planning process more cost-effective and transparent.

MOTION:

Moved by: Councillor Vincent and Seconded by: Councillor Shewfelt

THAT:

It is recommended that the Committee of the Whole identify any matters that should be forwarded to the province during the consultation period (until January 10, 2014).

CARRIED

9.3 WOWC Regional Broadband Study (presented by Mike Pullen)

On October 18, 2013 the WOWC endorsed the findings of the Regional Broadband Feasibility Study and made a series of recommendations outlining next steps in the project. The WOWC report provides a summary of the key findings and recommendations of the study. The study recommends a model that incorporates independent service providers and recommends further stakeholder consultations. The Project Team and staff will continue to liaise with local internet service providers.

MOTION:

Moved by: Councillor Ginn and Seconded by: Councillor Gowing

THAT:

Receive the report entitled WOWC Regional Broadband Study by Mike Pullen for information.

CARRIED

10. Public Works Department:

10.1 Proposed Road User Agreement – “Bluewater Wind Project” NextEra Energy Canada (Varna Wind Inc.) (presented by Dave Laurie)

Councillors Dowson, Klopp, Rintoul and Van Diepenbeek declared pecuniary interest with regards to 10.1 due to having Wind Lease Agreements.

Huron County Committee of the Whole – Day 1 Minutes
December 9, 2013

Councillor Klopp vacated the chair. Councillor Versteeg assumed the chair.

MOTION:

Moved by: Councillor Shewfelt and Seconded by: Councillor Dietrich

THAT:

The recommendation of Dave Laurie, Director of Public Works, that the Clerk and Warden be authorized by County Council to execute the attached Road User Agreement, be approved;

AND FURTHER THAT:

A By-Law will be required to accompany the Agreement.

CARRIED

Councillor Versteeg vacated the chair. Councillor Klopp resumed the chair.

11. Administration, Policies and Other Issues:

11.1 ROMA/OGRA (Discussion led by Brenda Orchard)

- Delegations
- Hospitality Suite

This item was deferred until the end of this meeting.

11.2 Retirement Gifts and Employee Recognition Policy No. 4.4 (presented by Brenda Orchard)

MOTION:

Moved by: Councillor Hessel and Seconded by: Councillor Grace

THAT:

The recommendation of Brenda Orchard, CAO, that Council refers Policy 4.4 Retirement Gifts and Employee Recognition to the overall HR Policy Review process to be completed in 2014, be approved.

CARRIED

11.3 Deputy CAO (presented by Brenda Orchard)

MOTION:

Moved by: Councillor Dietrich and Seconded by: Councillor Gowing

THAT:

The recommendation of Brenda Orchard, CAO, that Council approves a by-law which will eliminate a permanent Deputy CAO position and allow the CAO to alternate the designation of various SMT members in the role, be approved.

CARRIED

Huron County Committee of the Whole – Day 1 Minutes
December 9, 2013

11.4 AODA Compliance (presented by Sandra Thompson)

MOTION:

Moved by: Councillor Gowing and Seconded by: Councillor Vincent

THAT:

The Huron County 2014 Annual Accessibility Plan: Striving For An Accessible Huron County and the document entitled Accessibility Accomplishments of Huron County and the Accessibility Advisory Committee be adopted as presented;

AND FURTHER THAT:

These documents be posted to the County website in order to be in compliance with both the AODA and ODA.

CARRIED

11.5 Workplace Accommodation Report (presented by Erin Thomson)

MOTION:

Moved by: Warden Steffler and Seconded by: Councillor Van Diepenbeek

THAT:

The recommendation of Erin Thomson, Safety and Wellness Supervisor, that Committee of the Whole approves Human Resources Policy 4.3 Workplace Accommodation, be approved.

CARRIED

11.6 Policy Review Consultant – Operating Surplus from 2013 Reserved for Consulting in 2014 (presented by Jane Anderson)

MOTION:

Moved by: Councillor Shewfelt and Seconded by: Councillor MacLellan

THAT:

The recommendation of Jane Anderson, Manager of Human Resources, that the Committee of the Whole approves that the operating surplus derived from the unused salary dollars from 2013 be reserved for consulting services in 2014, be approved.

CARRIED

11.7 The Asset Management Plan (presented by John Cummings)

MOTION:

Moved by: Councillor MacLellan and Seconded by: Councillor Versteeg

THAT:

The Council accept the recommendation of John Cummings, Treasurer, that Council approve the report entitled The County of Huron Asset Management Plan;

AND FURTHER THAT:

Huron County Committee of the Whole – Day 1 Minutes
December 9, 2013

Authorization be given that the report entitled the County of Huron Asset Management Plan be forwarded to the Province.

CARRIED

12. Closed to the Public Session:

MOTION:

Moved by: Councillor Ginn and Seconded by: Councillor Hessel

THAT:

The Committee do now go into a "Closed to the Public Session" at 12:34 under Section 239 of the Municipal Act, 2001 as amended; to discuss an item that relates to:

- Personal matters about an identifiable individual, including municipal or local Board
 1. Salary Compression
 2. Report from Councillor MacLellan
 3. Health Unit Update
 4. Enterprise Content Management Project

AND FURTHER THAT:

CAO/Deputy Clerk Brenda Orchard remain in attendance.

CARRIED

MOTION:

Moved by: Councillor Versteeg and Seconded by: Warden Steffler

THAT:

The Committee rise from the "Closed to the Public Session" at 12:57 p.m.

CARRIED

Recess for Lunch.

11.8 2014 Draft Budget (presented by John Cummings)

"Parking Lot Issues"

- Reserves Balances – policy is pending
- Financial Impacts of Proposed Non-Union Benefit Changes
- **County Policy on Office Closures on Christmas and New Year's Eves**
- Reduced Laptop Budget – consider other software options
- Corporate Census – April 3, 2012 and June 30, 2013
- Huron Stewardship Council Coordinator –job description to be presented
- Waste Coordinator
- Property Services Rental Changes – report pending
- Social Services Upload

Huron County Committee of the Whole – Day 1 Minutes
December 9, 2013

MOTION:

Moved by: Councillor Shewfelt and Seconded by: Warden Steffler

THAT:

The County of Huron Offices will be closed at noon on Christmas Eve and **New Year's Eve.**

AND FURTHER THAT:

Non Union staff do not need to use vacation time for Christmas Eve afternoon and **New Year's Eve afternoon.**

Motion to table was introduced prior to a vote on the motion.

MOTION:

Moved by Councillor MacLellan and Seconded by Councillor Vincent

THAT:

The motion "The County of Huron Offices will be closed at noon on Christmas Eve and New Year's Eve.

AND FURTHER THAT:

Non Union staff do not need to use vacation time for Christmas Eve afternoon and **New Year's Eve afternoon." be tabled.**

DEFEATED

A recorded vote was requested for the original motion by Councillor Shewfelt and taken as follows:

YEAS: Shewfelt, Grace, Klopp, Steffler, Van Diepenbeek, Hessel

NAYS: Jewitt, Rintoul, Vincent, Versteeg, Ginn, Dietrich, Dowson, Robertson,
Gowing, MacLellan

DEFEATED

MOTION:

Moved by: Councillor Grace and Seconded by: Councillor Hessel

THAT:

Staff bring back dates for a special Budget meeting to be held in January 2014.

CARRIED

12.1 ROMA/OGRA (Discussion led by Brenda Orchard)

- Delegations
- Hospitality Suite

This item will be discussed at the next meeting.

Huron County Committee of the Whole – Day 1 Minutes
December 9, 2013

13. Next Meeting:

The next meeting of Committee of the Whole Day 1 will be in Goderich on Monday, January 15, 2014 at 9:00 AM.

14. Adjournment:

MOTION:

Moved By: Councillor Versteeg and Seconded By: Warden Steffler

THAT:

The meeting adjourn at 1:44 p.m.

CARRIED

Chair Paul Klopp

Clerk Susan Cronin