



Day One: Committee of the Whole

Highways, Facilities, Planning & Corporate

Minutes - March 13, 2013

GODERICH, ONTARIO



**COMMITTEE OF THE WHOLE
DAY 1 – MEETING MINUTES**

Goderich, Ontario
March 13, 2013

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

1. Call to Order:

All members of Council are present except Councillor Dietrich. Councillor Hessell arrived at 9:06 a.m., Councillor Klopp arrived at 9:13 a.m., Councillor Dowson arrived at 9:19 a.m. Chair Ginn called the meeting to order at 9:06 a.m.

2. Declaration of Pecuniary Conflict of Interest:

Councillors Van Diepenbeek and Rintoul declared a conflict of interest with regards to Section 7.09 - K2 Wind Power Project.

3. Approval of the Agenda:

MOTION:

Moved By: Councillor Grace and Seconded By: Councillor MacLellan

THAT:

The Committee of the Whole Day 1 Agenda for March 13th, 2013 be accepted and all reports included in the Agenda be received.

CARRIED

4. Delegations:

There were no delegations.

5. Councillor's Issues:

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Councillor MacLellan reported that he attended a meeting for Huron East business MDL Doors that was lost to a fire. Service Canada indicated that the unemployment rate for Huron County is 5.4%.

Councillor Ginn vacated the chair. Warden Robertson assumed the chair.

Councillor Ginn informed members of Council that the province will no longer be funding the Environmental Stewardship Position as of the end of the month which is currently working out of the Clinton OMAFRA office. This is an important position for Huron County and will be looking for assistance in the form of an office, computer and internet access will be needed. Goderich is a key, central location.

MOTION:

Moved By: Councillor Ginn and Seconded By: Councillor Versteeg

THAT:

Staff investigate collaborative actions with other environmental stewardship organizations and report back to Council on the future of environmental stewardship in the County.

CARRIED

Warden Robertson vacated the chair. Councillor Ginn resumed the chair.

**6. Agriculture & Rural Economic Development Advisor, OMAFRA,
re: Update on Agriculture and Economic Development Affairs:**

Daryl Ball delivered a presentation for the information of the Committee on initiatives related to agriculture and economic development opportunities within the County.

7. Consent Agenda:

Planning and Development

- 7.1 Report from Senga Smith, Land Division Secretary, re: Delegated Consents under the *Planning Act*.

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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.

ACTION:

THAT:

The recommendation of Senga Smith, Land Division Secretary, that no objections be lodged further to the Delegated Consents submitted with the Report of March 13, 2013 be approved.

7.2 Report from Scott Tousaw, Director of Planning and Development, re: 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.

ACTION:

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 1, 2013 be approved.

7.3 Report from Dave Pullen, Forest Conservation Officer, re: Notices of Intent under the Tree By-law.

	Contractor	Property Owner	Acres	Location
1.	Bernie McGlynn	Debbie Pennings	15	Lot 3, Con. 11, Bluewater, Stanley Ward
2. ***	Folmer & Phillippi Sawmill Ltd./ Harold Frost	Moorehill Farms	30	Lot 20/21/22, Con. 4, ACW, W.Wawanosh Ward
3. ***	Folmer & Phillippi Sawmill Ltd./ Harold Frost	Moorehill Farms	24	Lot 11/12, Con.1, ACW, Colborne Ward
4. ***	Folmer & Phillippi Sawmill Ltd./ Harold Frost	Moorehill Farms	6	Lot 10, Con.1, ACW, Colborne Ward

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5. ***	Folmer & Phillippi Sawmill Ltd./Lands & Forests Consulting	Ray John	25	N.Pt. Lot 2, Con.5, ACW, W. Wawanosh Ward
6.	Bernie McGlynn	Ken M. Murray	25	Lot 6/7, Con.11, HE, McKillop Ward
7. ***	Ontario Selective Harvest /Branching Out Forestry Consulting	Dannie J. Shetler	12	Pt. Lot 22, Con. 6 ACW, W.Wawanosh Ward
8.	St. Helen Wood Products	Greg Hackett	26	S. Pt. 9, Con. 5, ACW Ashfield Ward
9.	Kevin Winger	Jake Rylaarsdam	25	Lot 33, Con.1/2, Bluewater, Stanley Ward

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

ACTION: Receive for information.

7.4 Meeting Minutes from Huron Economic Development Partnership Meetings of January 15 and February 11, 2013.

ACTION: Receive for information.

7.5 "Make Huron Home" - Local Immigration Partnership Program Agreement with Citizenship and Immigration Canada (CIC) for 2013-14

The agreement with CIC for the Immigration Partnership project is being renewed for 2013-14. This program provides 100% funding for the project manager and the Partnership Council.

MOTION:

THAT: The recommendation of Rebecca Rathwell, Community Development Project Manager, to enter into an agreement with the Ministry of Citizenship and Immigration Canada (CIC) for the 2013-14 Local Immigration Partnership program be approved;

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AND FURTHER THAT: A by-law be prepared authorizing the Warden and Clerk to sign the agreement.

- 7.6 Extension of Draft Plan Approval, Plan of Condominium 40CDM02001 Part Lot 2, Bayfield Concession, West Ward (Goderich Township), Municipality of Central Huron, Owner: Raymond Graveline and the Estate of Antoinette Graveline

This 59 unit condominium (townhouses) received draft plan approval from County Council on September 4, 2003. An OMB appeal was lodged and later withdrawn and the approval came into effect on June 28, 2004. The file has a registration lapse date of 9 years, to June 29, 2013 for final approval. The owner has requested a three year extension to June 29, 2016 for reasons of the owner's health, delays in satisfying conditions, and market conditions. The Municipality of Central Huron and the Planning and Development Department support the request for extension.

MOTION:

THAT: The recommendation of Senga Smith, Land Division Secretary, to grant an extension to draft plan approval to June 29, 2016 for Condominium File 40CDM02001 be approved.

- 7.7 Youth Entrepreneurship Program (YEP) Funding

An application has been submitted to this program for funding to deliver Agricultural Entrepreneurship Training to youth (<30 years of age) in Huron who are pursuing careers in agriculture and related business. This is a priority project of the Huron Sustainability Plan under the direction of the Sustainability Steering Committee. More information will be provided for Council approval if the funding is approved.

ACTION: Receive for information.

Public Works

- 7.8 Information Report from Dave Laurie, Director of Public Works.

ACTION: Receive for information.

- 7.9 K2 Wind Power Project re: Notice of Posting on the Environmental Registry.

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ACTION: Receive for information.

7.10 Minister Responsible for Seniors re: 2013 Senior of the Year Award.

ACTION: Receive for information.

7.11 Accounts.

Accounts up to and including February 28, 2013 will be reviewed.

Highways	566,818.27
Fleet	134,709.70
Planning	63,143.65

ACTION:

THAT:

The accounts up to and including February 28, 2013 be received.

Consent Agenda:

MOTION:

Moved By: Councillor Gowing and Seconded By: Councillor Grace

THAT:

Consent Agenda Items 7.1 through 7.11 be approved with the actions as noted.

CARRIED

8. Planning and Development:

8.1 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.

There are no consents requiring review or decision by the Committee this month.

8.2 Official Plan Amendment No. 8, Lot 19 & 20, Con. C, Township of Howick

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Sandra Weber, Senior Planner reviewed the application. OPA 8 is considered a disputed application because the concerned neighbour has not advised whether their concerns have been addressed. The Township adopted the amendment, and the Planning and Development Department recommends approval.

OPA 8 redesignates approx. 11.5 ha from Agriculture to Extractive Resources, to be added to the existing extractive designation on the property for a proposed 26 ha sand and gravel pit. Details are contained in the report.

MOTION:

Moved By: Councillor Grace and Seconded By: Councillor Gowing

THAT:

The recommendation of Sally McMullen, Planner, Planning and Development Department, to approve Official Plan Amendment No. 8 to the Township of Howick Official Plan be approved, and the Notice of Decision be circulated.

CARRIED

8.3 Application under the Farming and Food Production Protection Act

Sandra Weber, Senior Planner reviewed the application. Laurie Macpherson in the Township of North Huron has filed an application under the Farming and Food Production Protection Act for a hearing of the Normal Farm Practices Protection Board to determine whether a municipal by-law is restricting a normal farm practice. The application pertains to the County Forest Conservation By-law 10-2006. Staff and legal counsel are preparing for the hearing.

8.4 Waste Management Meetings

Report 1C, Waste Diversion and Landfill Site Optimization, is being updated based on comments and year-end reports from local municipalities' consulting engineers. Over the coming months, meetings will be held with municipalities and the public to obtain further input on the Waste Management Master Plan. Council representation at these meetings is requested.

MOTION:

Moved By: Councillor Versteeg and Seconded By: Councillor Dowson

THAT: Councillors Vincent and Klopp and the Warden ex-officio, be appointed to attend municipal and public meetings on the Waste Management Master Plan.

CARRIED

9. Public Works Department:

- 9.1 Report by Dave Laurie, Director of Public Works, re: Request for Overhead Intersection Lighting – Intersection of County Road 12 and County Road 17 (Winthrop).

MOTION:

Moved By: Councillor MacLellan and Seconded By: Councillor Klopp

THAT:

The recommendation of Dave Laurie, Director of Public Works, that the County of Huron review the request to add intersection lights at County Road 12 and County Road 17 in the village of Winthrop be approved;

AND FURTHER THAT:

The Public Works Department does not recommend the addition of lighting since the intersection does not require it.

CARRIED

- 9.2 Report from Mike Alcock, Engineering Technologist, re: Contract HC-13-301 County Road 10 (Creditor Road) – Grand Bend Line to Highway 4 (excluding Creditor and Shipka) (14.0 km) for Cold In-place Recycling (CIR), Surface Asphalt and Culvert Replacements.

MOTION:

Moved By: Councillor Steffler and Seconded By: Van Diepenbeek

THAT:

The recommendation of Mike Alcock, Engineering Technologist, that the County accept the tender submitted by Lavis Contracting Company Limited for Contract HC 13-301 for the tendered price of \$2,119,418.70 (based on estimated quantities and excluding HST) be approved;

AND FURTHER THAT:

An additional:

➤ \$275,525.00 be allocated for HST; and

➤ \$200,000.00 be allocated for asphalt cement, fuel escalation and contingencies; and

➤ \$100,000.00 be allocated for County related costs; and

➤ \$200,000.00 be allocated for shoulder gravel, to be completed by County; and

➤ \$150,000.00 to be allocated for culvert liners to be completed by County forces for a total budget allocation of \$3,044,943.70;

AND FURTHER THAT:

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The surplus budget allowance be transferred to the Public Works Accumulated Surplus upon project completion.

CARRIED

- 9.3 Report by Mike Alcock, Engineering Technologist, re: Contract HC-13-302 County Road 14 (Perth Road 180) – Highway 8 to County Road 17 (8.1 km) for Cold In-place Recycling (CIR), Surface Asphalt and the replacement of one Culvert.

MOTION:

Moved By: Councillor Vincent and Seconded By: Warden Roberston

THAT:

The recommendation of Mike Alcock, Engineering Technologist, that the County accept the tender submitted by Lavis Contracting Company Limited for Contract HC 13-302 for the tendered price of \$1,051,927.14 (based on estimated quantities and excluding HST) be approved;

AND FURTHER THAT:

An additional:

- \$136,750.53 be allocated for HST; and
- \$100,000.00 be allocated for asphalt cement, fuel escalation and contingencies; and
- \$50,000.00 be allocated for County related costs; and
- \$150,000.00 be allocated for shoulder gravel and culvert repairs to be completed by County forces

For a total project budget allocation of \$1,488,677.67, with Huron and Perth County each responsible for 50% of the total cost (\$744,338.84);

AND FURTHER THAT:

This tender acceptance is conditional upon the 50% Perth County Budget amount;

AND FURTHER THAT:

The surplus budget allowance be transferred to the Public Works Accumulated Surplus upon project completion.

CARRIED

10. Administration, Policies and Other Issues:

- 10.1 Report by Nancy Rennick, Deputy Treasurer, re: Ontario Disaster Relief Assistance Program Grant Funding.

MOTION:

Moved by: Councillor Shewfelt and Seconded by: Councillor Jewitt

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THAT:

The recommendation of Nancy Rennick, Deputy Treasurer, that Council receives this report and supports the Municipal Claim Summary as audited by the Municipal Auditors dated August 31, 2012 be approved.

CARRIED

10.2 Report by Brenda Orchard, CAO, re: Briefings Before Committee AGMS-Cuff recommendation 6 (e). There are three committees with annual general meetings.

10.3 Report from Scott Tousaw, Director, Planning and Development re: Recommendation on Annual Updates from Committees/Boards. Staff is directed to prepare a briefing on all County Committees at least one month prior to Annual General Meeting. Council Members of committees are to update members of Council regularly. A report will be presented regarding the Huron Farm Environmental Corporation prior to the April 9th, 2013 General meeting.

10.4 Report by Brenda Orchard, CAO, re: CAO Performance Review Committee.

Councillor MacLellan nominated Councillor Jewitt to sit on the CAO Performance Review Committee. Councillor Van Diepenbeek seconded the nomination. Councillor Jewitt accepted the nomination. There were no other nominations.

MOTION:

Moved By: Councillor MacLellan and Seconded by: Councillor Dowson

THAT:

The recommendation of Brenda Orchard, CAO, that Council appoints a CAO Performance Review Committee consisting of the Warden, the past Warden, Committee of the Whole Day # 1 Chair, Committee of the Whole Day #2, and Councillor Jewitt.

CARRIED

10.5 Report by Brenda Orchard, CAO, re: EMS Review – Cuff Recommendation 17(a). Following amendments to the document: page 5-remove "if necessary", remove "October" section 6.3.

MOTION:

Moved By: Warden Robertson and Seconded by: Councillor Gowing

THAT:

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The recommendation of Brenda Orchard, CAO, that Council approves the Request for Proposal document, with amendments, to solicit consulting services for a review of the EMS department be approved.

CARRIED

10.6 Report by Brenda Orchard, CAO, re: SMT Compensation Review.
(as requested at County Council on November 28, 2012). COA Orchard reviewed the RFP.

MOTION:

Moved By: Councillor MacLellan and Seconded By: Councillor Shewfelt

THAT:

The recommendation of Brenda Orchard, CAO, that Council approves the Request for Proposal document to solicit consulting services for a review of SMT Compensation be approved.

CARRIED

10.7 Report by Brenda Orchard, CAO, re: HR Policy Review. CAO Orchard outlined that the review process included staff, SMT and Council. An effort will be made to combine some policies and to re-organize any that may be Standard Operating Procedures.

MOTION:

Moved By: Councillor Gowing and Seconded By: Councillor Vincent

THAT:

The recommendation of Brenda Orchard, CAO, that Council accepts the report regarding the HR Policy Review Process be approved.

CARRIED

Members recessed at 10:11 a.m. and reconvened at 10:27 a.m.

10.8 Report by Nancy Rennick, Deputy Treasurer, re: 2012 Council and Committee Remuneration and Expenses.

MOTION:

Moved By: Councillor Jewitt and Seconded By: Councillor Hessell

THAT:

The report from Nancy Rennick, Deputy Treasurer regarding 2012 Council and Committee Remuneration and Expenses be received for information as presented.

CARRIED

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10.9 Report by Nancy Rennick re: Record of Employees' 2012 Salaries and Benefits under the Public Sector Salary Disclosure Act.

MOTION:

Moved By: Councillor Grace and Seconded By: Councillor Robertson

THAT:

The report from Nancy Rennick, Deputy Treasurer regarding Record of Employees' 2012 Salaries and Benefits under the Public Sector Salary Disclosure Act be received for information as presented.

CARRIED

11. Closed to the Public Session

There is no closed session to the public.

12. Next Meeting:

The next meeting of Committee of the Whole Day 1 will be in Goderich on Wednesday April 10, 2013 at 9:00 a.m.

13. Adjournment:

MOTION:

Moved by: Councillor Vincent and Seconded by: Councillor Versteeg

THAT:

The Committee of the Whole Day 1 meeting of March 13th, 2013 adjourned at 10:30 a.m.

CARRIED

Chair Councillor J. Ginn

Clerk Susan Cronin