



Day One: Committee of the Whole

Highways, Planning & Corporate

Minutes - March 14, 2012

GODERICH, ONTARIO



COMMITTEE OF THE WHOLE DAY 1

Goderich, Ontario
March 14th, 2012

The Committee of the Whole Day 1 met in the Court House Council Chambers in Goderich on the 14th of March, 2012. All members of Council were present except for Councillor Steffler. Councillor Dowson arrived at 9:24 a.m. Councillor Shewfelt left the meeting at 11:45 a.m. Councillors Dowson and Jewitt left the meeting at 12:00 noon. Chair J. Grace called the meeting to order at 9:00 a.m.

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

Councillors Rintoul and Van Diepenbeek declared a conflict of interest with item 8.6 Low Frequency Noise (LFN) Committee.

MOTION:

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

THAT:

The Committee of the Whole Day 1 March 14th, 2012 Agenda; be accepted and all Reports included in the Agenda; be received.

CARRIED

Delegations:

There were no delegations for this meeting.

Councillor's Issues:

Councillor Ginn updated Council on the closing of Bluewater Youth Centre, in the Municipality of Central Huron. Councillor Ginn attended a Union meeting recently. The Union is requesting the Provincial Government to change the Bluewater Youth Centre to an adult medium to low risk facility. There are petitions available for members of the public to sign.

**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) delivered a presentation for the information of the Committee.

Councillor Klopp inquired as to OMAFRA's position on horse racing. This is a result of the Drummond Report recommendation for the Provincial government to withdraw funding to the horse racing industry in Ontario.

Jane Muegge advised that OMAFRA will be reporting on the fine details shortly and she will have information available for the next meeting.

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 Proposed Zurich Patrol Building – Proposal to Include in 2012
Capital Budget:**

MOTION:

Moved by: Councillor D. Shewfelt and Seconded by: Councillor P. Gowing:

THAT:

The recommendation of Dave Laurie, Director of Public Works; that Council agree to proceed with the proposed Zurich Patrol Building in 2012; be approved;

AND FURTHER THAT:

A Request for Proposal (RFP) be prepared to retain a qualified design-build contractor; with the RFP issued in early April and the proposals received by late April; for presentation at the May COTW Day 1 for Council review.

CARRIED

MOTION:

Moved by: Councillor B. Van Diepenbeek and Seconded by: Councillor J. Ginn:

THAT:

The recommendation of Dave Laurie, Director of Public Works that the funding for the proposed Zurich Patrol Building be from the monies received from the sale of the former Grand Bend Patrol Yard; with a relatively small portion of

the funds from the sale of the Grand Bend site to be subtracted to cover the County's internal advertising and legal costs associated with the sale, with the remainder for the proposed Zurich Building; be approved.

CARRIED

MOTION:

Moved by: Councillor G. Robertson and Seconded by: Councillor N. Vincent:

THAT:

The recommendation of Dave Laurie, Director of Public Works that the total budget for the proposed Zurich Patrol Building be allocated in the 2012 budget, through the existing funds in the Department's Capital reserve, the 2012 Capital budget and the remaining funds to be received from the sale of the former Grand Bend Patrol Yard; (based on preliminary construction estimates, it is expected that sufficient funds will be available to proceed with the building as well as all related work and approvals); be approved.

CARRIED

7.2 2012 Bridge Repair Projects – Single Phase Construction vs Two Phase Construction:

MOTION:

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

THAT:

The recommendation of Dave Laurie, Director of Public Works; that the County of Huron proceed with the proposed 2012 Bridge projects using Two Phase construction (one lane open); be approved;

AND FURTHER THAT:

The total added cost of approximately \$40,000; be approved.

CARRIED

7.3 County Road 13 Reconstruction – Road Lowering Project GEXR Bridge, Clinton:

MOTION:

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

THAT:

The recommendation of Dave Laurie, Director of Public Works that the tender for the County Road 13 reconstruction – road lowering project GEXR bridge Clinton, (Contract No BR-589); be awarded to Lavis Contracting Company

Limited, for the tendered price of \$569,006.65 (including HST), based on estimated quantities; be approved;

AND FURTHER THAT:

The tendered price does not include; Engineering, Contract Administration, Inspection, Contingency or County Administration.

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:

PLEASE NOTE:

The following Motion was withdrawn from these minutes and will be reviewed at the April 11th, 2012 COTW Day 1 meeting.

MOTION:

Moved by: Councillor G. Robertson and Seconded by: Councillor A. Versteeg:

THAT:

The recommendation of Dave Laurie, Director of Public Works; that the County of Huron agree to complete the required repairs for Boundary Bridge #25 (BB25) in 2012;

AND FURTHER THAT:

The County of Huron pay 100% of all the related costs to rehabilitate the bridge, since the Municipality of West Perth is not prepared to pay 50/50 of the shared costs; be approved.

Recorded Vote requested by Councillor J. Ginn:

YEAS:

Shewfelt

Grace

Dowson

Robertson

Van Diepenbeek

MacLellan

Jewitt

Klopp

Hessel

Rintoul

Con't. on Page 5.

Con't. from Page 4.

Vincent

NAYS:

Gowing

Versteeg

Dietrich

Ginn

ABSENT:

Steffler

*YEAS – 11; NAYS – 4; ABSENT - 1
CARRIED*

MOTION:

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

THAT:

County Council; agree that all the remaining Boundary Bridges; be downloaded to the lower tier municipalities in 2012; according to the Policy;

AND FURTHER THAT:

The lower tier municipalities will be given the money in 2012 to repair the Boundary Bridges and it will be the discretion of the lower tier municipality whether they will repair the Boundary Bridge in 2012 or hold the repair until a later date.

DEFEATED

7.5 Direct Purchase of a Sign Retroreflector:

MOTION:

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

THAT:

The recommendation of Mike Alcock, Civil Engineering Technologist; that the Public Works Department proceed with the purchase of a Road Vista 922 sign retroreflector using the Negotiated Method of Purchase in accordance with County of Huron Treasury Policy FN 2.20; be approved.

CARRIED

MOTION:

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

THAT:

The recommendation of Mike Alcock, Civil Engineering Technologist; that the quotation for the purchase of a Road Vista 922 from Advantage Specialties in the amount of \$12,853.75 (including HST); be approved.

CARRIED

8. Planning and Development:

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.

8.1 a) B59/2011 - Leo & Corry Sanders (owners) Part of Lot 8, Concession 6, M-Ward, Municipality of Morris-Turnberry:

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 3.5 acres (1.4 ha) containing a residence, 2 sheds, silo and barn (to be removed). The land to be retained is approximately 146 acres (59 ha) of farmland/forest and currently contains a manure tank (to be removed).

The application is being heard by the Committee due to the deficiency of the Minimum Distance Separation (MDS) requirement that applies when there are 2 barns on a neighbouring property (i.e., the capacity of the 2 barns is added together, making the MDS from the small sheep barn deficient).

The Planning and Development Department recommends approval of the application. The Municipality of Morris-Turnberry is supportive of the application.

Carol Leeming Planner reviewed the application with the members of the Committee.

MOTION:

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

THAT:

The recommendation of Carol Leeming, Planner, Planning & Development Department, that Consent Application B59/11 by Leo and Corry Sanders, requesting separation and conveyance of a parcel of land described as Part of Lot 8, Concession 6, M-Ward, Municipality of Morris-Turnberry be given provisional consent, subject to conditions, be approved.

CARRIED

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 March 14th, 2012; be approved.

CARRIED

8.3 Official Plans:

8.3 a) Official Plan Amendment (OPA) No. 7, Township of North Huron, Former Manse, Blyth United Church:

Official Plan Amendment No. 7 came into effect on January 27, 2012 following the approval process for undisputed Official Plan Amendment applications and no appeals were received during the 20 day appeal period. OPA No. 7 applies to a portion of Pt. Block C, Registered Plan 173, Village of Blyth, Township of North Huron. The amendment was applied for by the Blyth United Church to change the designation on a portion of their property from Community Facility to Residential. This portion contains a single detached dwelling which was formerly the Manse. The Manse is no longer needed by the church or its clergy and an application for consent and associated zoning amendment have also been reviewed without any objection from the public. The Blyth United Church wished to convey the severed property, containing the Manse, as a residential property.

MOTION:

Moved by: Councillor J. Ginn and Seconded by: Councillor A. Versteeg:

THAT:

The recommendation of Sally McMullen, Planner, Planning & Development Department, that no objections be lodged to Official Plan Amendment No. 7, be approved.

CARRIED

8.4 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 Hessel and Seconded by: Councillor Van Diepenbeek:

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 1st, 2012; be approved.

CARRIED

8.5 Subdivisions:

8.5 a) Extension of Draft Plan Approval, Plan of Condominium 40CDM05003, Owner: Jowett's Grove Ltd. Agent: Gerald Allen Richardson, Pt. Lot 1 Bayfield Concession, Bayfield Ward, Municipality of Bluewater:

This 15 unit vacant land condominium application received draft plan approval in 2006 and an extension to the approval in 2009. Draft Plan Approval will lapse on April 6, 2012, if a further extension is not granted. A request to extend draft plan approval for two additional years has been received. Outstanding conditions include road development, parkland dedication, a development agreement and the closure of the intersection of Jowett's Grove Road and Highway 21.

The applicant has met most of the conditions of draft approval but experienced some difficulties with the closure of the road. An agreement regarding closure of the road has been reached and there are several steps to be taken which require additional time.

MOTION:

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

THAT:

The recommendation of Senga Smith, Land Division Secretary, to grant an extension to draft plan approval 40CDM05003 until April 6, 2014; be approved.

CARRIED

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

8.6 Low Frequency Noise (LFN) Committee:

The Province's study on LFN and wind turbines was released in December 2011. County Council asked the LFN Committee to review and report back on the study. The LFN Committee was chaired by former County Councillor B. Barnim, and the other County Council representative was former County Councillor B. Siemon. It is expected that one or two meetings will be required by the LFN Committee to review and make recommendations on the study.

MOTION:

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

THAT:

County Council agree to disband the Low Frequency Noise Committee;

AND FURTHER THAT:

The Report from the Province regarding the low frequency noise and wind turbines; be brought forward for Council's discussion at a future meeting.

CARRIED

8.7 Local Immigration Partnership Project:

Commencing in April 2010, Huron County was approved to develop a Local Immigration Partnership strategy, wholly funded by Citizenship and Immigration Canada (CIC). A Huron Immigration Partnership Council was appointed by County Council to develop the strategy which was approved by County Council in April 2011. Further funding is available to continue implementing the strategy.

MOTION:

Moved by: Councillor D. Jewitt and Seconded by: Councillor G. Robertson:

THAT:

The recommendation of Rebecca Rathwell, Project Manager, that Council agree to the continuation of the Immigration Partnership for implementation of the strategy recommendations based on 100% funding from Citizenship and Immigration Canada (CIC) and related funding programs, be approved;

AND FURTHER THAT:

A By-law; be prepared for County Council to authorize the Warden and Clerk to enter into the funding agreement with Citizenship and Immigration Canada; be approved.

CARRIED

8.8 Forest Conservation:

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

	<u>Contractor</u>	<u>Property Owner</u>	<u>Acres</u>	<u>Location</u>
1.	J.H. Keeso and Sons ** Ltd./Jim Eccles	Dan Byler	10	Lot 17, Con.8, ACW, W.Wawanosh Ward
2.	J.H. Keeso and Sons ** Ltd./Jim Eccles	Mosie Shetler	10	Lot 18, Con. 8, ACW, W.Wawanosh Ward
3.	Folmer and Phillipi Sawmill Ltd.	Mark Kernighan	15	Pt. Lots 12/13, Con. 2 E.D., ACW, Colborne Ward
4.	Bernie McGlynn Lumber Ltd.	GM Dalton Farms	10	Lot 27, Con. 11, HE, McKillop Ward
5.	Bernie McGlynn Lumber Ltd.	Murray Shiell	15	Lot 33, Con. 12, NH, E. Wawanosh Ward
6.	Bernie McGlynn Lumber Ltd.	Keith Moffat	30	Lot 12, Con. 2, MT, Morris Ward
7.	Bernie McGlynn Lumber Ltd.	Dalton Farms	10	Lot 28, Con. 11, HE, McKillop Ward
8.	C & D Quality Logging Inc.	Stewart Steiss	15	Lot 18, Con. 13, HE, Grey Ward
9.	Elo Martin	Tom Inglis	37	Lot 11/12, Con. B, MT, Turnberry Ward
10.	Tri County Lumber	David Ryan	8	Pt.Lot &, Con. 2, HE, McKillop Ward
11.	Folmer and Phillipi Sawmill Ltd.	Russ Baird	10	Lot 16, Con. 10, MT, Turnberry Ward

	<u>Contractor</u>	<u>Property Owner</u>	<u>Acres</u>	<u>Location</u>
12.	J.H. Keeso and Sons ** Ltd./Jim Eccles	Robert Shetler	8	Lot 17, Con. 9, ACW, W. Wawanosh Ward
13.	Carl Dekok/ Joseph Hoover	Ingo Gollan	20	Lot 13, Con. 5, Howick
14.	Miller Wood Products	Heiner Holland	8	Lot 6, Con. 6, SH, Usborne Ward
15.	J.H. Keeso and Sons Ltd.	Carmen Gross	10	Lot 38, Con. 12, CH, Hullett Ward
16.	Schreinert Logging	Barry and Kerry Pitblado	10	Lot 103, Maitland Con., CH, Goderich Ward
17.	M & M Tree Service	Bill and Joyce Dowson	20	Lot 20, Con. 9, Bluewater, Stanley Ward
18.	J.H. Keeso and Sons Ltd.	Ken Penfound	10	Lot 12, Con. 3, ACW, Colborne Ward
19.	Tri County Lumber/ ** Lands and Forests Consulting	Jos Rommens	8	Pt. Lot 10, Con. 4, ACW, Colborne Ward
20.	Saratoga Sawmill	Jason Hugill	10	Pt. Lot 27, Con. 12, ACW, W. Wawanosh Ward
21.	Saratoga Sawmill	2283666 Ont. Inc. c/o Michael Brandt	20	Lot 6/7, Con. 20, SH, Stephen Ward
22.	Saratoga Sawmill	Wayne Cantelon	8	Lot 26, Con. 14, HE, McKillop Ward
23.	RJ's Tree Farms	McIntosh Poultry Farms	12	Lot 21, Con.1-2, HE, Tuckersmith Ward
24.	RJ's Tree Farms	McIntosh Poultry Farms	10	Lot 20, Con. 2, HE, Tuckersmith Ward

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

8.9 Waste Management:

8.9 a) Municipal Hazardous & Special Waste Funding Stewardship Ontario Amending Agreement:

On September 7, 2011, County Council approved an agreement with Stewardship Ontario (SO) to provide funding for the operation of the Municipal Hazardous & Special Waste (MHSW) Depot in Holmesville and the annual Event Day held in the fall (Exeter/Wingham). Since then, three associations

representing municipalities involved in providing MHSW services (Regional Public Works Commissioners of Ontario, AMO, and the Municipal Waste Association) have been meeting with SO to look at revising the existing agreement. The amending agreement proposed as a result of these discussions has several benefits for municipalities, including:

- time commitments from SO on the payment of municipal claims (within 30 days),
- confidentiality language revised to reflect requirements of the *Municipal Act and the Municipal Freedom of Information and Protection of Privacy Act*,
- mutual agreement termination rights,
- the classification of aerosol containers as commingled MHSW, eliminating the need for their sorting, and
- a reduction in the penalties for late submissions from 10% to 5% per month.

MOTION:

Moved by: Warden B. MacLellan and Seconded by: Councillor N. Rintoul:

THAT:

The recommendation of Craig Metzger, Senior Planner, Planning & Development Department; that the County of Huron enter into the amending agreement with Stewardship Ontario for the collection and processing of Municipal Hazardous & Special Wastes; be approved;

AND FURTHER THAT:

A By-law; be prepared for County Council to authorize the Warden and Clerk to enter into an agreement with Stewardship Ontario for the collection and processing of Municipal Hazardous & Special Wastes; be approved.

CARRIED

9. Administration, Policies & Other Issues:

9.1 2011 Council and Committee Remuneration and Expenses:

Treasurer David Carey prepared the 2011 Council Remuneration and Expenses; for the information of the Committee.

9.2 Record of Employees' 2011 Salaries and Benefits, re: *Public Sector Salary Disclosure Act*:

Treasurer David Carey prepared the Record of Employees' 2011 Salaries and Benefits; for the information of the Committee.

9.3 Financial Indicator Review for Huron County:

Treasurer David Carey requested this be included on the Agenda; for the information of the Committee.

9.4 Tender to Purchase the Former Grand Bend Patrol Yard:

Clerk Barb Wilson prepared a report entitled Tender to Purchase the Former Grand Bend Patrol Yard; for the information of the Committee.

MOTION:

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

THAT:

The recommendation of County Clerk Barb Wilson; that the Tender to Purchase the property described as 34239 Dashwood Road, Part Lot 7, Gore Road West, Lake Road East Concession, shown as PART 1 on Reference Plan 22R-4348, Municipality of South Huron; be awarded to Robert Watson in the amount of \$404,000; be approved;

AND FURTHER THAT:

It will be necessary for the successful tender to complete an Official Plan Amendment, a Zoning By-law Amendment and Site Plan approval prior to the development of the subject property.

CARRIED

10. Correspondence:

11. Accounts and Financial Statements:

Accounts up to and including February 23rd, 2012; were reviewed.

Highways	\$439,114.83
Fleet	\$93,796.23
Planning	\$71,740.60

MOTION

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

THAT:

The accounts up to and including February 23rd, 2012; be received.

CARRIED

12. 2012 Budget Presentation:

- Highways and Fleet Management
- Planning & Development
- Administration

Treasurer David Carey advised the copy of the 2012 Draft Budget received by Council in February has been adjusted to reflect the ODRAP funding from the Province of Ontario. This funding is reflected by reducing the insurance amount for 2012. The other change is the number of County Councillors from 20 members to 16 members.

Director of Planning and Development Scott Tousaw reviewed the Planning and Development 2012 Budget.

Treasurer Carey reviewed with the Committee, the Treasury and the Corporate Expenses Budgets.

CAO Adams reviewed the CAO/Clerk and Accessibility Budgets.

Director of Human Resources Darcy Michaud was requested to provide a report for the next Budget meeting on the Time-off-in-lieu (TOIL) status for the past year.

Manager of Information Technology (IT) Kim Reid delivered a power point presentation on the IT 2012 Budget.

Director of Human Resources Darcy Michaud reviewed the Human Resources Budget. A request from Council was for Director of Human Resources Michaud to bring additional information about the .8 request for personnel in the Human Resources Department.

Manager of Provincial Offences Act (POA) Michael Blumhagen reviewed the POA 2012 Budget.

Director of Public Works Dave Laurie reviewed the Highways and Fleet Management 2012 Budgets.

The list of revisions will be reviewed at the Fifth Session of County Council at 10:30 a.m. as part of the Budget process.

"Closed to the Public Session":

There was not a "Closed to the Public Session" for this meeting.

Next Meeting:

The next meeting of Day 1 Committee of the Whole will be in Goderich on Wednesday April 11th, 2012 at 9:00 a.m., in the Court House Council Chambers.

Adjournment:

MOTION:

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

THAT:

The meeting adjourn at 2:11 p.m.

CARRIED

Chair J. Grace