



Day One:
Committee of the Whole
Highways, Facilities, Planning & Corporate
Minutes - May 8, 2013

GODERICH, ONTARIO



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

Goderich, Ontario
May 8, 2013

The Committee of the Whole Day 1 met in the Court House Council Chambers in Goderich on the 8th day of May 2013.

1. Call to Order:

All members of Council were present except Councillor Klopp. Chair Ginn called the meeting to order at 9:02 a.m.

2. Declaration of Pecuniary Interest:

There were no declarations of Pecuniary Interest.

3. Approval of the Agenda:

MOTION:

Moved By: Councillor Dietrich and Seconded By: Councillor Versteeg

THAT:

The Committee of the Whole Day 1 Agenda for May 8th, 2013 be accepted and all reports included in the Agenda be received as presented.

CARRIED

4. Delegations:

4.1 Heather Boa, publisher for Huron News Now was in attendance. Ms. Boa reviewed her request to use the Huron County Corporate logo on her website. The request was denied by the Huron County Logo Committee as the request did not fit within the allowable uses of the policy. Ms. Boa was appealing the decision to Council.

MOTION:

Moved By: Warden Robertson and Seconded By: Councillor Gowing

THAT:

Huron County Corporate Logo Committee be directed to prepare a report for presentation at the next meeting with regards to the decision for the request for the use of the Corporate Logo by Heather Boa of Huron News Now.

CARRIED

5. Councillor's Issues:

Councillor Jewitt informed the committee that Central Huron is proposing an adjournment of the OMB hearing scheduled for June 3 and 4, 2013 related to the appeal of the Huron County Official Plan (OPA 3) to allow time for Central Huron to consider wording in its own Official Plan update.

Warden Robertson informed the committee that September 22, 2013 there will be a Warden's Fish Fry from 4 – 6 p.m. at the Exeter Recreation Centre. This is a fundraiser for Habitat for Humanity. More details will follow.

Councillor Grace thanked Councillor Dowson and Councillor Ginn for their support by financing the lunch at the upcoming South Western Economic Alliance assembly.

Councillor MacLellan requested that staff distribute a brochure for recycling batteries that he received at the OSUM conference to the lower tiers.

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

Daryl Ball delivered a presentation for the information of the Committee on the Huron County Roundtable Highlights of the Ontario Economic Summit. The purpose of the session was to identify priorities in the Agri-Food sector for Huron County.

7. Consent Agenda:

Planning and Development

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

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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 May 8, 2013 be approved.

7.2 Zoning By-law 28-2013, Municipality of Bluewater

Bluewater Council passed this rezoning by-law to allow a non-farm business (commercial storage facility) to locate on a vacant farm parcel in the General Agriculture (AG1) zone. The Planning and Development Department did not support this amendment because the use generally does not conform with the Bluewater Official Plan and the County Official Plan, and is generally not consistent with the Provincial Policy Statement. However, the Bluewater Official Plan and the Provincial Policy Statement allow "secondary uses" which are loosely defined. For this reason, the Department does not recommend lodging an appeal to the by-law, but the file raises the issue of what scale or type of secondary uses are appropriate.

ACTION: Receive for information.

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. The By-laws are listed in the attached report.

ACTION:

THAT:

The recommendation of Scott Tousaw, Director that no objections be lodged further to the Zoning By-laws submitted with the report of April 29, 2013 be approved.

7.4 Forest Conservation: Notices of Intent Under the Tree By-law

	Contractor	Property Owner	Acres	Location
1.	G&D Forestry	Flynn Farm c/o Steve Flynn	18	Pt. Lot 18, Con. 13, CH, Hullett Ward
2.	Miller Wood Products	Brian Parsons	8	Lot 12, Con. STR, SH, Usborne Ward

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3.	Miller Wood Products	Dave Passmore	5	Lot 11, Con. STR, SH, Usborne Ward
4.	Miller Wood Products	Wayne Campbell	20	Lot 25, Con. 1, Bluewater, Hay Ward
5.	Kevin Shea/ Gary Nash	Gary Nash	18	Lot 17/18, Con.3, HE, McKillop Ward
6.	B.E. Grein Lumber Ltd.	Robert McCool	6	Lot 27, Con.8, CH, Hullett Ward
7. ***	Tri-County Lumber/ GWG Resources Services Consulting	1866025Ont. Ltd. c/o J&M Terpstra	40 acres total	Pt. Lots 22- 25, Con.15/16 HE, Grey Ward
8. ***	Tri-County Lumber/GWG Resources Services	1866025Ont. Ltd. c/o J&M Terpstra		Lot 23/24, Con. 12, L15,C18, L12,C14 HE, Grey Ward
9.	C&D Quality Logging	Hugh Ives	25	Lot 20, Con.7, HE, Grey Ward
10.	J.H. Keeso & Sons Ltd.	Peter Feagan	10	Lot 4/5 ED, Con.7, CH, Colborne 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.

7.5 Meeting Minutes from Huron Economic Development Partnership meeting of March 21, 2013 and April 19, 2013

ACTION: Receive for information.

7.6 Ausable Bayfield Conservation Authority Board of Directors meeting minutes for March 21, 2013

ACTION: Receive for information.

7.7 Public Works/Highways Department Information Report
(Report by Dave Laurie)

ACTION: Receive for information.

7.8 Accounts and Financial Statements

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Accounts up to and including April 25, 2013 will be reviewed.

Highways	331,891.36
Fleet	144,513.67
Planning	60,185.97

Financial statements for the period ending March 31, 2013 will be reviewed.

	REVENUE		EXPENDITURES		COUNTY CONTRIBUTION	
	Actual	Prorated	Actual	Prorated	Actual	Prorated
Highways	6,530	542,449	4,275,340	3,411,392	4,268,810	2,868,943
Fleet	425,483	597,774	536,724	496,719	111,241	(101,055)
Planning	120,273	210,930	705,302	956,334	585,029	745,404

ACTION:

THAT:

The accounts up to and including April 25, 2013 and the financial statements as of March 31, 2013 be received as presented.

Consent Agenda:

MOTION:

Moved By: Councillor Dowson and Seconded By: Councillor Versteeg

THAT:

Items 7.1 through 7.8 be approved with the actions as noted.

CARRIED

8. Planning and Development:

Scott Tousaw, Director of Planning and Development, introduced 3 summer students that will be working in his department - Mitchell Avis, Mandy Piskorski, Marnel Muller.

8.1 Huron Manufacturing Association (HMA) – annual update

Frank Palen, HMA Chair and Monica Walker-Bolton, Manufacturing Coordinator presented the economic development activities in the manufacturing sector. Ms. Walker-Bolton thanked Huron County for the opportunity of working in this area. Councillor Hessel thanked Ms. Walker-

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Bolton for her commitment to this position. The report was reviewed for information.

8.2 Stewardship Opportunities - Presented by Scott Tousaw

At the April 3, 2013 meeting of County Council, a motion was approved that “staff investigate collaborative actions with other environmental stewardship organizations and report back to Council on the future of environmental stewardship in the County.” The report provides background on the Huron Stewardship Council and options for addressing the stewardship mandates of the Stewardship Council and the County forestry function. There was discussion regarding income from forestry.

Chair Ginn removed himself from the position of Chair, Warden Robertson assumed the chair.

Councillor Ginn stated that he would like the County to commit to the administration position of coordinator for Stewardship programs. Some portion of grants received may be used to offset this expense.

MOTION:

Moved by: Councillor Dowson and Seconded by: Councillor Grace

THAT:

Staff is directed to prepare a report on the budget cost of funding a Stewardship Coordinator position including potential funding partners, descriptions of roles and responsibilities of the Coordinator as well as the funding partners involved.

CARRIED

Warden Robertson vacated the position of Chair, Councillor Ginn assumed the position.

8.3 Application under the Farming and Food Production Protection Act -
Presented by Scott Tousaw

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. Notice has been received from the Normal Farm Practices Protection Board that a Notice of Motion Hearing

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will be held on May 17, 2013, 10:00 a.m. in Boardroom 2B, MTO Building, 659 Exeter Rd., London, Ontario to address procedural and other matters related to the application by Laurie Macpherson. Mr. Tousaw informed members that the hearing has been rescheduled. Staff will keep Council informed.

MOTION:

Moved By: Councillor Shewfelt and Seconded By: Councillor Gowing

THAT:

Council supports the direction of staff with regards to this application.

WITHDRAWN

8.4 Recycling Council of Ontario
Funding Agreement for Special Household Hazardous Wastes - report
by Craig Metzger

The Province has selected the Recycling Council of Ontario (RCO) as the organization to deliver their funding under the Special Household Hazardous Waste Initiative program (SHHWI) to municipalities for the collection and disposal of Phase 2 hazardous waste. Examples of Phase 2 wastes include fluorescent bulbs, rechargeable batteries, fire extinguishers, sharps (needles), mercury devices, and pharmaceuticals. There is another funding program administered by Stewardship Ontario which the County has an agreement with for Phase 1 wastes, such as small oil containers, pressurized containers, and fertilizer. Other hazardous wastes are the responsibility of the County.

Stewardship Ontario previously administered the funding program for Phase 2 wastes until the end of September 2012. Effective October 1, 2012 the Province transferred the program to RCO requiring the County to have an agreement with RCO to continue to receive funding. RCO has provided a new contract that provides payment for eligible wastes collected between October 1, 2012 to September 30, 2015 for two main categories: administration and marketing costs, and transportation and processing costs. The funds anticipated under the administration and marketing costs are minimal (approximately \$1,050 annually) as RCO only pays 2% of costs. The payments for the transportation and processing of materials are based on the quantities of waste collected, so the total amount received will vary.

It is recommended that the County enter into the agreement offered by the Recycling Council of Ontario for the collection and processing of Special

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Household Hazardous Wastes for the October 1, 2012 to September 30, 2015 period.

MOTION:

Moved By: Councillor Versteeg Seconded By: Councillor Vincent

THAT:

The recommendation of Craig Metzger, Senior Planner to enter into an agreement with the Recycling Council of Ontario for the collection and processing of Special Household Hazardous Wastes for the October 1, 2012 to September 30, 2015 period be approved;

AND FURTHER THAT:

A By-law be passed to authorize the Warden and Clerk to sign the agreement.

CARRIED

Council recessed at 10:07 a.m. and resumed at 10:22 a.m.

9. Public Works Department:

9.1 AORS Municipal Trade Show -presented by Mike Alcock

MOTION:

Moved By: Councillor Gowing and Seconded By: Councillor Grace

THAT:

The recommendation of Mike Alcock, Engineering Technologist, that the report on AORS Municipal Trade Show be accepted as presented;

AND FURTHER THAT:

Council provide feedback on support for the AORS Municipal Trade Show to be held in Huron County.

CARRIED

9.2 RFP HC 13-C01 - Design Build Services
Auburn Patrol Yard – Sand Salt Storage with General Storage Area -
presented by Mike Alcock

MOTION:

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

THAT:

The recommendation of Mike Alcock, Engineering Technologist, that the County accept the design build proposal submitted by DOMM Construction

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Ltd. for RFP HC 13-C01 – Design Build Services for a Sand/Salt Storage Facility Complete with Additional Storage in the Auburn Patrol Yard for the proposal price of \$1,195,950 (excluding HST) be approved;

AND FURTHER THAT:

The Warden and Clerk be authorized to sign the agreement;

AND FURTHER THAT:

An additional \$21,048.72 be allocated for the effective rate of HST (1.76%) for a total budget allocation of \$1,216,998.72;

AND FURTHER THAT:

This item be placed on the agenda for a special session of Council (at the next Committee of the Whole meeting) on May 15, 2013 for early Council endorsement.

CARRIED

9.3 HC 13-201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211 –
Granular 'M' shoulder gravel for Maintenance and Construction Jobs -
presented by Mike Alcock

MOTION:

Moved By: Councillor Dietrich and Seconded By: Councillor Gowing

THAT:

The recommendation of Mike Alcock, Civil Engineering Technologist, that Contract 13-201 Supply Granular 'M' Shoulder Gravel be awarded to McCann Redi-Mix Inc. for the tendered price of \$64,800.30 (including HST) based on estimated quantities be approved;

AND FURTHER THAT:

Contract 13-202 Supply Granular 'M' Shoulder Gravel be awarded to Jennison Construction Ltd. for the tendered price of \$29,380.00 (including HST) based on estimated quantities;

AND FURTHER THAT:

Contract 13-203 Supply Granular 'M' Shoulder Gravel be awarded to Joe Kerr Ltd. for the tendered price of \$29,832.00 (including HST) based on estimated quantities;

AND FURTHER THAT:

Contract 13-204 Supply Granular 'M' Shoulder Gravel be awarded to Joe Kerr Ltd. for the tendered price of \$27,120.00 (including HST) based on estimated quantities;

AND FURTHER THAT:

Contract 13-205 Supply Granular 'M' Shoulder Gravel be awarded to Joe Kerr Ltd. for the tendered price of \$30,487.40 (including HST) based on estimated quantities;

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AND FURTHER THAT:

Contract 13-206 Supply Granular 'M' Shoulder Gravel be awarded to Lavis Contracting Ltd. for the tendered price of \$17,955.00 (including HST) based on estimated quantities;

AND FURTHER THAT:

Contract 13-207 Supply Granular 'M' Shoulder Gravel be awarded to Jennison Construction Ltd. for the tendered price of \$19,775.00 (including HST) based on estimated quantities;

AND FURTHER THAT:

Contract 13-208 Supply Granular 'M' Shoulder Gravel be awarded to McCann Redi-Mix Inc. for the tendered price of \$74,520.00 (including HST) based on estimated quantities;

AND FURTHER THAT:

Contract 13-209 Supply Granular 'M' Shoulder Gravel be awarded to Johnston Bros. (Bothwell) Ltd. for the tendered price of \$28,066.50 (including HST) based on estimated quantities;

AND FURTHER THAT:

Contract 13-210 Supply Granular 'M' Shoulder Gravel be awarded to Johnston Bros. (Bothwell) Ltd. for the tendered price of \$20,207.88 (including HST) based on estimated quantities;

AND FURTHER THAT:

Contract 13-211 Supply Granular 'M' Shoulder Gravel be awarded to Lavis Contracting Ltd. for the tendered price of \$26,265.60 (including HST) based on estimated quantities.

AND FURTHER THAT;

The Warden and Clerk be authorized to sign the following contracts: 13-201; 13-202; 13-203; 13-204; 13-205; 13-206; 13-207; 13-208; 13-209; 13-210; and 13-211.

CARRIED

10. Administration, Policies and Other Issues:

10.1 Governance and Priorities Committee – Cuff recommendation 6(a) - presented by Brenda Orchard

MOTION:

Moved By: Councillor Vincent and Seconded By: Councillor Steffler

THAT:

The recommendation of Brenda Orchard, CAO, that Council formally acknowledges its intent to maintain the current COTW structure utilizing the

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Consent Agenda process rather than adopting a Governance and Priorities Committee be approved.

CARRIED

10.2 Council-CAO Covenant-presented by Brenda Orchard. This covenant will be forwarded to the local municipalities for information.

MOTION:

Moved By: Councillor Dowson and Seconded By: Councillor Shewfelt

THAT:

The recommendation of Brenda Orchard, CAO, that Council direct staff to incorporate the Council-CAO Covenant with amendments into the Council Orientation Package for new Councillors and also into the CAO performance review process be approved.

CARRIED

10.3 Council Code of Conduct - presented by Brenda Orchard

MOTION:

Moved By: Councillor Gowing and Seconded By: Councillor Hessel

THAT:

The recommendation of Brenda Orchard, CAO, that the Council Code of Conduct with amendments be approved as presented.

CARRIED

11. Closed to the Public Session

MOTION:

Moved By: Councillor Hessel and Seconded By: Councillor Grace

THAT:

The Committee do now go into a "Closed to the Public Session" at 10:32 a.m. 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 Employees

AND FURTHER THAT:

CAO Brenda Orchard remain in attendance.

CARRIED

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MOTION:

Moved By: Councillor Hessel and Seconded By: Councillor Versteeg

THAT:

The Committee rise from the "Closed to the Public Session" at 10:42 a.m.

CARRIED

Reporting Out of Closed To the Public Session: CAO Orchard stated the Closed to Public Session was regarding the Recruitment process for the Treasurer Position.

12. Next Meeting:

The next meeting of Committee of the Whole Day 1 will be in Goderich on Wednesday June 12, 2013 at 9:00 a.m.

13. Adjournment:

MOTION:

Moved by: Councillor Dietrich and Seconded by: Councillor Gowing

THAT:

The Committee of the Whole Day 1 meeting of May 8th, 2013 adjourned at 10:42 a.m.

CARRIED

Chair Councillor J. Ginn

Clerk Susan Cronin