



Day One: Committee of the Whole

Highways, Facilities, Planning & Corporate

Minutes - May 11, 2011

GODERICH, ONTARIO



COMMITTEE OF THE WHOLE DAY 1

Goderich, Ontario
May 11th, 2011

The Committee of the Whole Day 1 met in the Court House Council Chambers in Goderich on the 11th of May, 2011. All members of Council were present except for Councillors Dietrich, Gowing and Jewitt. Councillor P. Klopp left the meeting at 12:06 p.m. Chair B. Dowson called the meeting to order at 9:01 a.m.

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

There were no declarations of pecuniary conflict of interest.

MOTION:

Moved by: Councillor B. Siemon and Seconded by: Councillor G. Robertson:

THAT:

The Committee of the Whole Day 1 May 11th, 2011 Agenda; be accepted and all reports included in the Agenda; be received.

CARRIED

MOTION:

Moved by: Councillor P. Klopp and Seconded by: Councillor B. MacLellan:

THAT:

The Mandatory Septic System Maintenance Inspection Program that was tabled at the Committee of the Whole Day 1 meeting on November 10th, 2010; be raised from the table.

CARRIED

4.1 Mandatory Septic System Maintenance Inspection Program:

Bob Worsell, Safe Water Manager, Huron County Health Unit presented a report entitled Mandatory Septic System Maintenance Inspection Program; for the information of the Committee.

The Committee discussed several aspects of the program including who hires the septic haulers, whether there is enough licensed land to receive the pumped septage, the need for another pump out if done by the homeowner recently, the steps taken if a serious issue is found at a property, and whether the program would be mandatory in all municipalities.

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MOTION:

Moved by: Councillor Van Diepenbeek and Seconded by: Councillor MacLellan:
THAT:

The recommendation of Bob Worsell, Safe Water Manager, that the Mandatory Septic System Maintenance Inspection Program; be approved in principle;

AND FURTHER THAT:

The Mandatory Septic System Maintenance Inspection Program budget; be forwarded to the 2012 budget for consideration of County Council.

Councillor J. Ginn requested a recorded vote:

YEAS: Robertson
 Grace
 MacLellan
 Dowson
 Barnim
 Ginn
 Siemon
 Hessel
 Frayne
 Van Diepenbeek
 Klopp
 Vincent
 Riach
 Rintoul
 Shewfelt
 Steffler

NAYS: Versteeg

ABSENT: Dietrich
 Jewitt
 Gowing

YEAS – 16; NAYS – 1; ABSENT – 3
CARRIED

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MOTION:

Moved by: Councillor B. MacLellan and Seconded by: Councillor B. Siemon:

THAT:

The County of Huron; agree to act on a Triple Majority for the implementation of the Mandatory Septic System Maintenance Inspection Program.

Councillor J. Steffler requested a recorded vote:

YEAS: Frayne
Shewfelt
Barnim
Siemon
Riach
Robertson
Rintoul
Ginn
Vincent
Dowson
Van Diepenbeek
Grace
MacLellan
Steffler
Klopp
Hessel

NAYS: Versteeg

ABSENT: Gowing
Dietrich
Jewitt

YEAS – 16; NAYS – 1; ABSENT – 3
CARRIED

Further to the discussion regarding the meeting with the haulers; Council agreed the Chair of Board of Health being Councillor MacLellan and administration are to work out the details with the haulers.

5. Councillor's Issues:

Warden Vincent advised that a local contractor has approached the Director of Public Works and himself; and offered to cover the County's extra expenses to commence with the County Road 13 Railroad Bridge overpass as soon as possible. After some discussion the following Motion was considered.

MOTION:

Moved by: Warden N. Vincent and Seconded by: Councillor J. Steffler:

THAT:

The issue of repairing County Road 13 Railroad Bridge; be brought back to the COTW Day 2 with a report by Director of Public Works at the May 18th, 2011 meeting.

Warden N. Vincent requested a Recorded Vote:

YEAS: Hessel
Robertson
Van Diepenbeek
Dowson
Rintoul
Versteeg
Vincent
Ginn
Barnim
Shewfelt
Steffler
Klopp
Frayne
Riach
Grace
MacLellan

NAYS: Siemon

ABSENT: Jewitt
Gowing
Dietrich

YEAS – 16; NAYS – 1; ABSENT – 3
CARRIED

6. Report of the Regional Information Co-ordinator OMAFRA:

Jane Muegge, Regional Information Co-ordinator, Ontario Ministry of Agriculture, Food and Rural Affairs was unavailable for this meeting. Jane had emailed the E-bulletins to the members of Council earlier.

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 One 1/2 Ton 2wd Pickup with Extended cab (HC-2011-03):

MOTION:

Moved by: Councillor B. MacLellan and Seconded by: Councillor B. Siemon:

THAT:

The recommendation of Walter Johnston, Fleet Manager that the quotation for the 2011 GMC ½ ton pickup for use by Public Works; be awarded to McGee Motors Ltd., in the amount of \$24,772.99 (includes cost of HST); be approved.

CARRIED

7.2 One 1 Ton 2wd Crew Cab Pickup Truck (HC-2011-04):

MOTION:

Moved by: Councillor B. Barnim and Seconded by: Councillor G. Robertson:

THAT:

The recommendation of Walter Johnston, Fleet Manager that the quotation for the 2011 GMC one ton crew cab pickup for use by Public Works; be awarded to Huron Motor Products Ltd., in the amount of \$33,055.89 (includes cost of HST); be approved.

CARRIED

7.3 One 4 Door Sedan (HC-2011-05):

MOTION:

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

THAT:

Motion Con't. on Page 6.

Motion Con't. from Page 5.

The recommendation of Walter Johnston, Fleet Manager that the quotation for the 2011 Chrysler 200 sedan car for use by Housing; be awarded to Exeter Chrysler Ltd., in the amount of \$20,410.74 (includes cost of HST); be approved.

CARRIED

7.4 One ¾ Ton Extended Cab Pickup (HC-2011-06):

MOTION:

Moved by: Councillor D. Riach and Seconded by: Councillor A. Versteeg:

THAT:

The recommendation of Walter Johnston, Fleet Manager that the quotation for the 2011 GMC pickup for use by Facilities; be awarded to Huron Motor Products Ltd., in the amount of \$31,522.48 (includes cost of HST); be approved.

CARRIED

7.5 One ½ Ton Cargo Van (HC-2011-07):

MOTION:

Moved by: Councillor J. Steffler and Seconded by: Councillor J. Ginn:

THAT:

The recommendation of Walter Johnston, Fleet Manager that the quotation for the 2011 Chevrolet Express cargo van for use by the Museum; be awarded to McGee Motors Ltd., in the amount of \$32,174.49 (includes cost of HST); be approved.

CARRIED

7.6 Culvert Extension Projects – 25-16.5 and 25-31.2 Contract No. 2011-001:

MOTION:

Moved by: Councillor D. Frayne and Seconded by: Councillor P. Klopp:

THAT:

The recommendation of Dave Laurie, Director of Public Works that the tender for the Culvert Repair Projects (Contract No. 2011-001); be awarded to VanDriel Excavating Inc., in the amount of \$143,899.18 (including HST), based on estimated quantities; be approved;

Motion Con't. on Page 7.

Motion Con't. from Page 6.

AND FURTHER THAT:

The tendered price of \$143,899.18 does not include Engineering and Site Supervision, Contingency or County Administration.

CARRIED

7.7 Granular 'M' Shoulder Gravel for Maintenance and Construction Jobs – HC 11-201, 202, 203, 204, 205, 206, 207:

MOTION:

Moved by: Councillor T. Hessel and Seconded by: Councillor D. Riach:

THAT:

The recommendation of Mike Alcock, Civil Engineering Technologist that Contract 11-201 for the supply of granular 'M' shoulder gravel; be awarded to Donegan's Haulage Ltd., in the amount of \$31,761.00 (including HST), based on estimated quantities;

AND FURTHER THAT:

Contract 11-202 for the supply of granular 'M' shoulder gravel; be awarded to Joe Kerr Limited, in the amount of \$59,832.00 (including HST), based on estimated quantities;

AND FURTHER THAT:

Contract 11-203 for the supply of granular 'M' shoulder gravel; be awarded to Lavis Contracting Co. Ltd., in the amount of \$27,540.24 (including HST), based on estimated quantities;

AND FURTHER THAT:

Contract 11-204 for the supply of granular 'M' shoulder gravel; be awarded to Donegan's Haulage Ltd., for the tendered price of \$42,351.70 (including HST), based on estimated quantities;

AND FURTHER THAT:

Contract 11-205 for the supply of granular 'M' shoulder gravel; be awarded to Lavis Contracting Co. Ltd., for the tendered price of \$64,181.93 (including HST), based on estimated quantities;

AND FURTHER THAT:

Contract 11-206 for the supply of granular 'M' shoulder gravel; be awarded to Jennison Construction Ltd., for the tendered price of \$94,354.67 (including HST), based on estimated quantities;

AND FURTHER THAT:

Contract 11-207 for the supply of granular 'M' shoulder gravel; be awarded to Jennison Construction Ltd., for the tendered price of \$90,367.35 (including HST), based on estimated quantities.

CARRIED

8. Planning and Development:

8.1 Consents:

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.

MOTION:

Moved by: Councillor B. MacLellan and Seconded by: Councillor B. Barnim:

THAT:

The Motion of March 16th, 2011 at the COTW Day 1 meeting; that tabled Application B45/10 for Vodden and Palmer to create a rural residential building lot in an Agricultural designation; pending receipt of additional information from the Planning Department on the process that would enable the County of Huron to allow the creation of rural residential lots; be raised from the table.

CARRIED

8.1 a) Process to Allow Rural Severances:

Scott Tousaw, Director of Planning and Development presented a report entitled Process to Allow Rural Severances. There was no discussion.

8.1 b) B45/10 Robert W. Vodden & JoAnne E. Palmer (owners)

Pt. Lot 26 & 27, Concession 3, East Ward (Hullett), Municipality of Central Huron:

The purpose and effect of this application is for the creation of a new lot. It proposes to sever a non-farm rural residential building lot from the corner of a farm parcel. The vacant land to be severed is approximately 1.47 acres (0.6 ha). The land to be retained is approximately 74.1 acres (30 ha) which contains a residence and shed.

At the January 12, 2011 meeting of the Committee of the Whole Day 1, a study requested by Council - "Rural Residential Severance Impact Study" was received and discussed, outlining similar parcels for severance in the County and the advantages and disadvantages of allowing such severances.

The Planning & Development Department recommends that this application be denied provisional consent as it does not meet the criteria for approval under the Provincial Policy Statement (PPS), Huron County Official Plan, Central Huron Official Plan or Section 51(24) of the Planning Act.

The application has been recommended for approval by the local Municipality of Central Huron.

Senga Smith, Land Division Secretary read the conditions that will be in place if the application is supported.

(Through a series of Tabling Motions, this Motion was deferred from September 8th, 2010 until this meeting)

MOTION:

Moved by: Councillor T. Collyer and Seconded by: Councillor J. Seili:

THAT:

Application B45/10 for property owned by Robert W. Vodden and JoAnne E. Palmer at Part Lots 26 and 27, Concession 3, East Ward Hullett, Municipality of Central Huron; requesting separation and conveyance of a parcel of land as described; receive Provisional Consent; with conditions; be approved.

Councillor B. Siemon requested a Recorded Vote:

YEAS: Dowson
 MacLellan
 Frayne
 Riach
 Van Diepenbeek
 Rintoul
 Grace
 Barnim
 Robertson
 Steffler
 Ginn
 Hessel
 Versteeg
 Klopp

NAYS: Vincent
 Shewfelt
 Siemon

Motion Con't. on Page 10.

Motion Con't. from Page 9.

ABSENT: Gowing
Jewitt
Dietrich

YEAS – 14; NAYS – 3; ABSENT – 3
CARRIED

8.1 c) B9/11 - David & Heather Beirnes (owners)

Pt Lot 34, Concession 3, Grey Ward, Municipality of Huron East:

The purpose and effect of this application is for the creation of a new lot under the surplus residence consent policies. The land to be severed is approximately 1 ha and contains a residence, shed and bank barn (currently empty). The vacant retained farmlands are approximately 39 ha.

It is recommended by the Planning & Development Department that this application be denied provisional consent as it does not meet the criteria for approval under the Huron County Official Plan and the Huron East Official Plan in regards to Minimum Distance Separation requirements. The application has been recommended for approval by the Municipality of Huron East.

Sandra Weber, Senior Planner reviewed the Consent Application.

Mr. and Mrs. Beirnes were in attendance as was the Treasurer from the Township of Huron East; Brad Knight. Mr. and Mrs. Beirnes declined the opportunity to speak to the application.

MOTION:

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

THAT:

The Consent Application B9/11 by David and Heather Beirnes for property described as Part Lot 34, Concession 3, Grey Ward, Municipality of Huron East, requesting separation and conveyance of a parcel of land as described; be given Provisional Consent; with conditions.

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 B. MacLellan and Seconded by: Councillor D. Frayne:

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 11th, 2011; be approved.

CARRIED

8.3 Official Plans:

8.3 a) Proposed Decision with Modifications - Amendment 3 (Five Year Review) Huron County Official Plan:

County Council adopted the Five Year Review (OPA 3) of the County Official Plan on June 2, 2010. The amendment was then forwarded to the Ministry of Municipal Affairs and Housing (MMAH) for approval. The Ministry reviewed the amendment with all relevant Ministries to ensure consistency with the Provincial Policy Statement, 2005. County Planning staff worked with MMAH through several versions of the proposed modifications, resulting in the draft decision. It is recommended that the Minister's proposed decision be endorsed.

MOTION:

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

THAT:

The recommendation of Scott Tousaw, Director of Planning and Development that Council endorse the Minister's proposed decision with modifications to Amendment No. 3 (Five Year Review) to the County of Huron Official Plan [with the additional request that "or" be added to the end of Section 5.3(10)(a)], be approved;

AND FURTHER THAT:

The Ministry of Municipal Affairs and Housing; be requested to approve Amendment No. 3 as modified, and that the Notice of Decision; be circulated.

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 D. Frayne and Seconded by: Councillor J. Steffler:

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 April 27th, 2011; be approved.

CARRIED

8.5 Subdivisions:

8.5 a) Draft Approval for Plan of Subdivision 40T11001 Robert Langendoen, Pt Lot 24, Con 1, Geographic Township of Hullett (East Ward), Municipality of Central Huron:

The proposed Plan of Subdivision is intended to subdivide land into ten residential parcels, with a 4-unit townhouse proposed for each parcel. The subject lands are located on the corner of Charles Street and Beech Street, Clinton. The total area of the property is 2.13 ha. The land is designated residential in the Central Huron Official Plan. The land being developed for residential purposes is approximately 1.6 ha. The developer intends to apply for part lot control to subdivide each of the ten lots into four lots after the units are built. The Municipality of Central Huron heard the application on April 11, 2011 and recommended to the approval authority that the application receive draft approval, subject to conditions. It is recommended that application 40T11001; be granted draft approval with attached conditions and notice of draft plan approval; be circulated.

Susanna Reid, Planner reviewed the Application for Plan of Subdivision. Matt Langendon was in attendance and updated the Committee on the status of the development.

MOTION:

Moved by: Councillor D. Shewfelt and Seconded by: Councillor T. Hessel:

THAT:

Motion Con't. on Page 13.

Motion Con't. from Page 12.

The recommendation of Susanna Reid, Planner to approve draft plan of subdivision 40T11001 with conditions, be approved;

AND FURTHER THAT:

The notice of draft plan approval; be circulated.

CARRIED

8.6 Community Economic Development:

8.6 a) Immigration Strategy:

The final report of the Immigration Strategy, as endorsed by Council on April 6, 2011 was provided, including the background and findings that informed the strategic directions. This final report has been submitted to Citizenship and Immigration Canada, the funder of the project.

8.7 Forest Conservation:

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

	<u>Contractor</u>	<u>Property Owner</u>	<u>Acres</u>	<u>Location</u>
1.	Saratoga Sawmill	Gordon Smyth	85	Lot 17, Con. 6, ACW (W. Wawanosh Ward)
2.	Mike Chapman	Chris & Alicia Dejong	35	W. Pt. Lot 32, Con. 14, NH (East Wawanosh Ward)
3.	Saratoga Sawmill	Bruce & Nora Raynard	50	Lot 16 &17, Con. 13, ACW (W. Wawanosh Ward)

9. Administration, Policies & Other Issues:

David Carey, Treasurer presented a report entitled March 31, 2011 Unaudited Consolidated Statement of Operations; for the information of Committee.

9.1 March 31, 2011 Unaudited Consolidated Statement of Operations:

9.2 Appoint one member of County Council to meet with the Avon Maitland District School Board trustees:

MOTION:

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

THAT:

The Council of the County of Huron agree to appoint Warden Vincent as their representative to meet with the Avon Maitland District School Board trustees at 3:00 p.m. on Tuesday May 31st, 2011 at the Education Centre, 62 Chalk Street North, Seaforth.

CARRIED

9.3 Notice of Motion:

MOTION:

Moved by: Councillor B. MacLellan

THAT:

The issue of personal fuel compensation for the Senior Management Team; be considered at the next COTW Day 1 meeting.

Councillor MacLellan reviewed the purpose of the Notice of Motion is to put a cap on the personal fuel consumption used by the members of the Senior Management Team (SMT). Councillor MacLellan is suggesting a cap of \$1,000 per year per member of the SMT who are driving company vehicles. There are two other options available to the SMT members. The first would be a \$200 per month car allowance and mileage paid to the SMT member for all County business travel; this would be a taxable benefit. The second option would be to be paid at the mileage rate for all County business travel; this would not be a taxable benefit.

There was a great deal of discussion.

Director of Human Resources Darcy Michaud advised the SMT members had been polled with the idea of SMT with company vehicles; having to take a cap of \$1,000 for personal mileage per year. This is contrary to the original package that was offered the SMT members three and one half years ago; however the SMT members all accepted the recommendation.

CAO Adams questioned if this recommendation is limited to SMT members. There are other employees in the County of Huron who drive County vehicles. It was confirmed this recommendation is only for SMT members.

CAO Adams and Director of Human Resources Michaud both spoke to the concession on the understanding that this recruitment and retention issue will be reviewed within the next year and one half.

MOTION:

Moved by: Councillor B. MacLellan and Seconded by: Councillor B. Siemon:

THAT:

The current policy on SMT remuneration; be modified so that any SMT member would not be required to accept a company vehicle; however should they accept a company vehicle; they would be limited to personal gas at a maximum of \$1,000 per annum;

AND FURTHER THAT:

Alternately, any SMT member could accept a \$200 per month car allowance, plus mileage at the applicable County mileage rate, that is a taxable benefit;

AND FURTHER THAT:

All current SMT employment contracts; be modified to acknowledge this new policy;

AND FURTHER THAT:

Alternatively; the third option available to any SMT member would be to be paid the applicable County mileage rate for County business while using a personal vehicle.

Councillor J. Grace requested a recorded vote:

YEAS: Frayne
 Van Diepenbeek
 Siemon
 Shewfelt
 MacLellan
 Dowson
 Barnim
 Steffler
 Rintoul
 Klopp

Motion Con't. on Page 16.

Motion Con't. from Page 15.

NAYS: Robertson
Ginn
Vincent

Riach
Grace
Versteeg
Hessel

ABSENT: Jewitt
Gowing
Dietrich

YEAS – 10; NAYS – 7; ABSENT – 3
CARRIED

Councillor P. Klopp left at 12:06 p.m.

10. Correspondence:

MOTION:

Moved by: Councillor N. Rintoul and Seconded by: Councillor Van Diepenbeek:

THAT:

Huron County Council; agree to recognize their nursing staff in County facilities; during the week of May 9th to May 15th, 2011 known as National Nursing Week.

CARRIED

CAO Adams reviewed the correspondence from LUMCO/MARCO/OAPSB regarding their position paper entitled *Escalating Emergency Services Labour Costs and the Ontario Taxpayers' Ability to Pay*.

MOTION:

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

THAT:

Huron County Council; agree to support the Position Paper entitled *Escalating Emergency Services Labour Costs and the Ontario Taxpayers' Ability to Pay* prepared by LUMCO/MARCO/OAPSB Emergency Services Steering Committee.

CARRIED

11. Accounts and Financial Statements:

Accounts up to and including April 29th, 2011; were reviewed.

Highways	\$186,459.44
Fleet	\$67,407.29
Planning	\$54,737.21

Financial statements for the period ending March 31st, 2011; were reviewed.

	REVENUE		EXPENDITURES		COUNTY CONTRIBUTION	
	Actual	Prorated	Actual	Prorated	Actual	Prorated
Highways	8,370	685,500	4,005,792	3,335,784	3,997,422	2,650,284
Fleet	592,945	503,157	462,297	441,894	(130,648)	(61,263)
Planning	154,075	253,449	689,720	888,486	353,645	635,037

MOTION:

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

THAT:

The accounts up to and including April 29th, 2011 and the financial statements as of March 31st, 2011; be received.

CARRIED

"Closed to the Public Session":

Next Meeting:

The next meeting of Committee of the Whole Day 1 will be in Goderich on Wednesday June 8th, 2011 at 9:00 a.m.

Adjournment:

MOTION:

Moved by: Councillor T. Hessel and Seconded by: Councillor G. Robertson:

THAT:

The meeting adjourn at 12:10 p.m.

CARRIED

Chair B. Dowson