



# Day One: Committee of the Whole

Highways, Facilities, Planning & Corporate

Minutes - November 10, 2010

GODERICH, ONTARIO



## COMMITTEE OF THE WHOLE DAY 1

Goderich, Ontario  
November 10<sup>th</sup>, 2010

The Committee of the Whole Day 1 met in the Court House Council Chambers in Goderich on the 10<sup>th</sup> of November, 2010. All members of Council were present. Councillor J. Bezaire arrived at 9:07 a.m. Chair D. Kelly called the meeting to order at 9:03 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 B. MacLellan:

### THAT:

The Committee of the Whole Day 1 Agenda for November 10<sup>th</sup>, 2010; be accepted and all Reports included in the Agenda; be received.

CARRIED

### **3. Delegation:**

#### **3.1 Mandatory Septic System Maintenance Inspection Program:**

Bob Worsell, Safe Water Manager, Huron County Health Unit and Susanna Reid, Planner, Planning and Development reviewed their Report; for the information of the Committee.

As directed at the March 3, 2010 meeting of County Council, Planning Department and Health Unit staff attended the Council meetings of all nine municipal Councils in Huron County. Warden Dykstra and CAO Adams attended these presentations as well.

The Report summarizes the direction by the local Councils; co-ordinating the delivery with the *Clean Water Act* legislative requirement, revised delivery costs and additional information regarding options for assisting landowners with financing repairs.

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This Report was circulated to the municipalities on November 3, 2010 for inclusion in their Council agenda packages. It is recommended that this program proceed, in principle.

There was a great deal of discussion by members of the Committee.

MOTION:

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

THAT:

The Mandatory Septic System Maintenance Inspection Program; be tabled pending receipt of additional information after meeting with the lower tier municipalities in Huron County.

Councillor J. Seili requested a Recorded Vote:

YEAS:        Collyer  
              Scott  
              Fergusson  
              Vincent  
              Siemon  
              Shewfelt  
              Grace  
              MacLellan  
              Dykstra  
              Robertson  
              Dowson  
              Bezaire  
              Kelly  
              Oke  
              Johnston  
              Dietrich  
              Rintoul  
              Van Diepenbeek

NAYS:        Seili  
              Demaray

YEAS: - 18; NAYS: - 2  
CARRIED

**Councillor's Issues:**

Councillor G. Robertson requested a Deputy Warden appointed to fill in for the Warden if there were conflicting appointments for the Warden.

CAO L. Adams will prepare a Walk In Report for the November 17<sup>th</sup>, COTW Day 2 meeting.

Warden B. Dykstra, Day 1 Chair Councillor D. Kelly and CAO L. Adams presented a Ten Year Service Award from the Association of Municipal Managers, Clerks and Treasurers of Ontario (AMCTO) to County Treasurer David Carey.

Councillor G. Robertson took the opportunity to congratulate Warden Dykstra on a successful Warden's Banquet held on Friday November 5<sup>th</sup> at the REACH Centre in Clinton. Councillor Robertson commented on Warden Dykstra's impressive speech that gave credit to the people who work for the County. Warden Dykstra was given an applause from the members of the Committee and the staff present.

**5. Report of the Regional Information Co-ordinator OMAFRA:**

Jane Muegge, Regional Information Co-ordinator, Ontario Ministry of Agriculture, Food and Rural Affairs delivered a presentation for the information of the Committee.

**6. Public Works Department:**

**6.1**

In Dave Laurie's absence; Mike Alcock, Civil Engineering Technologist presented the following Reports; for the information of the Committee.

**6.1 Information Report:**

**6.2 Former MTO rest area – Part Lot 42, Conc. 4, Geographic Township of East Wawanosh – RP 22R-4341, PART 1:**

MOTION:

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

THAT:

The recommendation of Mike Alcock, Engineering Technologist; to proceed with the proposal from the Municipality of North Huron to purchase the former MTO rest area north of Blyth for a nominal fee plus all applicable costs associated with the sale; including but not limited to legal fees, land survey and registration fees; be approved.

CARRIED

MOTION:

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

THAT:

The recommendation of Mike Alcock, Engineering Technologist; that the property described as Part Lot 42, Conc. 4, Geographic Township of East Wawanosh – RP 22R-4341, PART 1; be declared surplus land.

CARRIED

MOTION:

Moved by: Councillor J. Seili and Seconded by: Councillor J. Grace:

THAT:

The recommendation of Mike Alcock, Engineering Technologist; that staff be directed to obtain an appraisal of the fair market value of the property described as Part of Lot 42, Conc. 4, Geographic Township of East Wawanosh – RP 22R-4341, PART 1; be approved;

AND FURTHER THAT:

The Clerk; be directed to prepare and post Public Notice of the County of Huron's intention to sell the property described as Part of Lot 42, Conc. 4, Geographic Township of East Wawanosh – RP 22R-4341, PART 1; in accordance with the County of Huron Notice By-law.

CARRIED

### **6.3 Correction to Schedule "A" of By-law No. 13-1993:**

MOTION:

Moved by: Councillor N. Vincent and Seconded by: Councillor B. Dowson:

THAT:

The recommendation of Mike Alcock, Engineering Technologist; that Schedule "A" of Huron County By-law No. 13-1993; be amended by removing Lot 1, Conc. 10, PART 4, 22R-1457; to correct the error made at the time the original By-law was passed; be approved;

AND FURTHER THAT:

A By-law; be prepared authorizing the amendment for the November 24<sup>th</sup>, 2010 Council meeting.

CARRIED

### **7. Planning and Development:**

Director of Planning and Development Scott Tousaw introduced two co-op students who are currently working at the Planning and Development office. Naomie Robert is a planning student from Fanshawe College doing a work term and Matt Cardiff is a co-op student from F.E. Madill Secondary School.

#### **7.1 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.

#### **a) B57/2010-Calvin Halliday (owner), Colin Martin (agent for Markham Waterloo Mennonite Conference, Part of Park Lots 20 & 21, Plan 243, being Part of Part 2, Plan 22R-3977, Village of Fordwich, Township of Howick:**

The purpose and effect of this application is for the creation of a new lot within the Village of Fordwich. The proposed use of this lot is a community facility with a proposed two-room school house to be owned and operated by the Markham Waterloo Mennonite Conference. The land to be severed is approximately 2.0 ac (0.8 ha) of vacant land. The proposed retained land is also vacant approximately 8.8 ac (3.5 ha) in size. This application is considered to be disputed due to opposition on behalf of the neighbours. Several neighbouring property owners have provided written comments outlining their concerns with the proposed use of the property.

It is recommended by the Planning & Development Department that this application be granted provisional consent as it is consistent with the Provincial Policy Statement, and conforms with the County of Huron Official Plan and the Township of Howick Official Plan. This consent has been recommended for approval by the local municipality, the Township of Howick.

Denise Carnochan, Planner reviewed the application.

Monique Mason, a resident of Fordwich, commented on concerns and advised the Committee she is opposed to the Consent application being approved.

MOTION:

Moved by: Councillor J. Grace and Seconded by: Councillor J. Fergusson:

THAT:

Application B57/2010 for property owned by Calvin Halliday at Part of Park Lots 20 & 21, Plan 243, being Part of Part 2, Plan 22R-3977, Village of Fordwich, Township of Howick requesting separation and conveyance of a parcel of land as described; be given Provisional Consent as the severance conforms to County of Huron Official Plan, Township of Howick Official Plan and *Section 51(24) of the Planning Act, RSO 1990, as amended*, subject to conditions.

CARRIED

### **7.2 Delegated Consents:**

The authority to grant undisputed consents is delegated to the Director of Planning and Development under By-law 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 N. Vincent and Seconded by: Councillor B. MacLellan:

THAT:

The recommendation of Senga Smith, Land Division Secretary; that no objections be lodged further to the Delegated Consents submitted with the Report of November 10<sup>th</sup>, 2010; be approved.

CARRIED

### **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 Report.

MOTION:

Moved by: Councillor D. Shewfelt and Seconded by: Warden B. Dykstra:

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 October 29<sup>th</sup>, 2010; be approved.

CARRIED

**7.4 Part Lot Control By-law: Municipality of Bluewater By-law 67-2010:**

Bluewater By-law No. 67-2010 will allow townhouse dwelling units situated on Lot 10, Registered Plan 22M-5, Bayfield Ward, Municipality of Bluewater, to be conveyed such that each unit is located on a separate parcel.

Bluewater By-law No. 67-2010 requires County Council approval pursuant to *Section 50(7) of the Planning Act, RSO 1990, as amended*. The By-law exempts the above lands from the part lot control provisions of *the Planning Act*. These lands are zoned to permit townhouse dwelling units in accordance with OMB Decision PL060613, which zoned the lands R2-4 (Residential Medium Density – Special Provisions). It is recommended that Bluewater By-law 67-2010; be approved.

MOTION:

Moved by: Councillor J. Dietrich and Seconded by: Councillor M. Scott:

THAT:

The recommendation of Craig Metzger, Senior Planner, Planning and Development; that By-law No. 67-2010 for the Municipality of Bluewater; be approved.

CARRIED

**7.5 Community Economic Development:**

**a) Taste of Huron Festival – August 17-27, 2010:**

Jenna Ujiye, Tourism Marketer with Planning and Development; presented a summary of the 2010 Taste of Huron Festival with photos and a video presentation of the events. There is more information at [www.tasteofhuron.ca](http://www.tasteofhuron.ca) of this increasingly popular event.

Congratulations and thanks were given to Jenna Ujiye and the Taste of Huron Co-ordinator Brittney Fry for another successful year and all their hard work.



**b) Cycling Brochure – Reprinting:**

MOTION:

Moved by: Councillor B. MacLellan and Seconded by: Warden B. Dykstra:

THAT:

The recommendation of Cindy Fisher, Tourism Co-ordinator and Jenna Ujiye, Tourism Marketer; that the 2010-2013 Huron County Cycling Brochure; be printed by Commercial Print Craft of Woodstock for the quoted cost of \$5,035.00; be approved.

CARRIED

**7.6 Notice of Intent Under the Tree By-law:**

	<u>Contractor</u>	<u>Property Owner</u>	<u>Acres</u>	<u>Location</u>
1.	Sean McGlynn	Sigma Farms	12	Lt. 41, Con.5, East Wawanosh Ward, Municipality of North Huron
2.	Martin's Cutting & Skidding Inc.	Anna Mae Wagler	30	Lt. 27, Con. 9, West Wawanosh Ward, Township of Ashfield-Colborne-Wawanosh
3.	Martin's Cutting & Skidding Inc.	Groenberg Farms Inc.	15	Lt. 27, Con. 10, West Wawanosh Ward, Township of Ashfield-Colborne-Wawanosh
4.	Saratoga Sawmill	Peter Oudshoorn	56	Lot 25 & 26, Con. 3, Wawanosh Ward, Township of Ashfield-Colborne-Wawanosh
5.	Saratoga Sawmill	Patrick O'Neill	45	Lot 11 & 12, Con. 5, Ashfield Ward, Township of Ashfield-Colborne-Wawanosh
6.	Ontario Selective Harvest Ltd.	Bruce Penfound	25	Lot 20 & 21, Con. 2, Wawanosh Ward, Township of Ashfield-Colborne-Wawanosh
7.	Ontario Selective Harvest Ltd.	Ken DeBoer	25	Lot 19, Con. 8, Wawanosh Ward, Township of Ashfield-Colborne-Wawanosh

**8. Administration, Policies & Other Issues:**

Clerk Barb Wilson presented the following Reports; for the information of the Committee.

**8.1 Proposal for User Pay for MFIPPA Requests:**

MOTION:

Moved by: Councillor Vincent and Seconded by: Councillor Siemon:

THAT:

The recommendation of Clerk Barb Wilson, that a user fee be established for a record search/preparation of \$7.50/15 minutes plus applicable taxes for all Municipal Freedom of Information and Protection of Privacy (MFIPPA) requests; be approved;

AND FURTHER THAT:

The cost for all photo copies for MFIPPA record searches be set at \$0.20 per page plus applicable taxes; be approved;

AND FURTHER THAT:

For all MFIPPA requests that are anticipated to exceed \$100 for the record search; 50% (fifty per cent) of a reasonable estimate be paid prior to the record search being completed; be approved.

CARRIED

MOTION:

Moved by: Councillor J. Fergusson and Seconded by: Councillor B. MacLellan:

THAT:

The Clerk; be directed to prepare a Policy that clarifies that all MFIPPA requests shall be responded to; with the first hour for the record research be without cost.

CARRIED

**8.2 Proposal for Council Remuneration for 2010-2014 Term:**

MOTION:

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

THAT:

The recommendation of Barb Wilson, County Clerk; that a By-law be prepared for County Council's approval at the November 24<sup>th</sup>, 2010 Twelfth Session to establish the rates for Council remuneration, expenses, per diems and conference expenses; be approved as amended.

CARRIED

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MOTION:

Moved by: Councillor J. Seili and Seconded by: Councillor J. Grace:

THAT:

The attendance requirement for County Councillors; be prorated for attendance under 75%; with full compensation paid at 75% or above.

MOTION

Moved by: MacLellan and Seconded by: D. Shewfelt.

THAT:

The Honorarium Schedule "A" amendment to the proposed By-law; be tabled until the Honorarium for Warden and Council members is reviewed by the incoming Council after December 8<sup>th</sup>, 2010.

A recorded vote was requested by Councillor J. Dietrich:

YEAS: Shewfelt  
Scott  
Rintoul  
Dykstra  
Fergusson  
Van Diepenbeek  
Grace  
MacLellan  
Kelly  
Dowson  
Robertson  
Johnston  
Siemon  
Collyer

NAYS: Dietrich  
Demaray  
Vincent  
Oke  
Seili  
Bezair

YEAS: - 14; NAYS: - 6  
CARRIED

**8.3 Renewable Energy Initiative – Huron East Seniors’ Apartments:**

Director of Social Services Dave Overboe was present to review the Walk In Report. CAO L. Adams read the Walk In Report to the Committee.

MOTION:

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

THAT:

The Report entitled Renewable Energy Initiative – Huron East Seniors’ Apartments; be received.

CARRIED

**9. Correspondence:**

**10. Accounts and Financial Statements:**

Accounts up to and including October 28<sup>th</sup>, 2010 were reviewed.

Highways	\$1,042,544.95
Fleet	229,387.86
Planning	143,485.64

Financial statements for the period ending September 30<sup>th</sup>, 2010 were reviewed.

	REVENUE		EXPENDITURES		COUNTY CONTRIBUTION	
	Actual	Prorated	Actual	Prorated	Actual	Prorated
Highways	210,093	1,627,344	14,324,746	10,740,402	14,114,653	9,113,058
Fleet	1,573,116	1,559,043	1,002,855	1,401,309	(570,261)	(157,734)
Planning	660,516	817,929	2,250,031	2,615,481	1,589,515	1,797,552

MOTION:

Moved by: Councillor J. Dietrich and Seconded by: Councillor B. Dowson:

THAT:

The accounts up to and including October 28<sup>th</sup>, 2010 and the financial statements as of September 30<sup>th</sup>, 2010; be received.

CARRIED

**Next Meeting:**

The next meeting of Day 1 Committee of the Whole will be a Council Orientation in the Court House Council Chambers, in Goderich on Wednesday December 15<sup>th</sup>, 2010 at 9:00 a.m.

A round of applause was given to Chair Dorothy Kelly for the fine job she did as the Chair for the year 2010 for Committee of the Whole Day 1.

**Adjournment:**

MOTION:

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

THAT:

The meeting adjourn at 11:30 a.m.

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Chair D. Kelly