



Day One:
Committee of the Whole
Highways, Facilities, Planning & Corporate
Minutes - October 9, 2013

GODERICH, ONTARIO



COMMITTEE OF THE WHOLE DAY 1 – MEETING MINUTES

Goderich, Ontario
October 9, 2013

The Committee of the Whole Day 1 met in the Court House Council Chambers in Goderich on the 9th day of October 2013.

1. Call to Order:

All members of Council were present except Councillor MacLellan. Councillor Shewfelt departed at 11:01 a.m. Chair Ginn called the meeting to order at 9:01 a.m.

2. Declaration of Pecuniary Interest:

Councillors Dowson, Ginn, Klopp, Rintoul, and Van Diepenbeek declared a Pecuniary Interest with regards to item 4.1 due to Wind Contract Leases.

3. Approval of the Agenda:

MOTION:

Moved By: Councillor Grace and Seconded By: Councillor Gowing

THAT:

The Committee of the Whole Day 1 Agenda for October 9, 2013 be accepted and all reports included in the Agenda be received as presented.

CARRIED

4. Delegations:

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

4.1 Anita Frayne, representing Concerned Residents and Ratepayers in Huron County requested that Huron County Council pass a resolution declaring the County an "unwilling host" for industrial wind turbine developments.

MOTION:

Moved By: Councillor Shewfelt and Seconded By: Councillor Jewitt

THAT:

Staff be directed to prepare a report with regards to the request by Anita Frayne for Huron County Council to pass a resolution declaring that Huron County is an "unwilling host" for industrial wind turbine developments.

CARRIED

Warden Robertson vacated the chair. Chair Ginn resumed the position of chair.

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- 4.2 Veronica Stevenson, a member of the Non-Union Committee representing 308 non-union employees in the County, made a request regarding Changes to Salary and Benefits on behalf of Non-Union employees.

MOTION:

Moved By: Councillor Shewfelt and Seconded By: Councillor Klopp

THAT:

The Committee of the Whole Day 1 refer the request by Veronica Stevenson, a member of the Non-Union Committee representing 308 non-union employees in the County, for Changes to Salary and Benefits on behalf of Non-Union employees.

CARRIED

5. Councillor's Issues:

Councillor Rintoul requested a report by the Public Works department regarding the costs of putting chloride on the shoulders of County roads.

6. Agriculture & Rural Economic Development Advisor, OMAF/MRA, re: Update on Agriculture and Economic Development Affairs:

Daryl Ball delivered a presentation for the information of the Committee on the Local Food Fund. This is a three-year initiative with funding of up to \$10 million per year to support innovative local food projects that reduce barriers to regional economic development, result in sustainable regional economic development and have a positive impact on the Ontario economy.

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.

MOTION:

THAT:

The recommendation of Senga Smith, Land Division Secretary, that no objections be lodged to the Delegated Consents report on October 9, 2013 be approved.

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7.2 Zoning By-laws: presented by Scott Tousaw

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:

THAT:

The recommendation of Scott Tousaw, Director that no objections be lodged to the Zoning By-laws report on October 9, 2013 be approved.

7.3 Forest Conservation – Notices of Intent under the Tree By-law:

	Contractor	Property Owner	Acres	Location
1.	RJ's Tree Farm	Andrew Vander Veen	35	South Part Lots 4 &4, Con 14, CH, Hullett Ward
2. ***	J.H. Keeso & Sons Ltd. / Jim Eccles	Jason Mittgaard	11	Pt Lot 11, North Path Con 3, HE, Grey Ward
3. ***	J.H. Kesso & Sons Ltd. / Jim Eccles	Jeff Sanders	6	Pt Lot 8, Con 6, MT, Morris Ward
4. ***	G & D Forestry / Jack Winkler	George Hubbard	36	Lots 8,9,10, Con 13, CH, Hullett Ward
5. ***	G & D Forestry / Jack Winkler	George Hubbard	76	Lots 10, 11,12, Con 14, CH, Hullett Ward
6.	Bruce County Forest Products	Ron McNichol	15	Pt Lot 17/18, Con 7, MT, Morris Ward
7.	Edgewood Lumber	Alec Ostrom	40	Lot 24, Bayfield Con, CH, Goderich ward
8. ***	K. Shea Logging Ltd. / Marvin Smith	Brad Pryce	7	Lot 29, Con 11, HE, McKillop Ward
9.	Bruce County Forest Products	Richard Harris	25	Lot 23, Con 7, MT, Morris Ward
10.	Bruce County Forest Products	Emerson Mitchell	25	Lot 5, Con 13, HE, Grey 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 Huron Manufacturing Directory:

The Huron Manufacturing Association (HMA) with the assistance of the Planning and Development Department has published its 2013-14 Manufacturing Directory. (a copy was provided to each member of Council on October 2nd, 2013).

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ACTION: Receive for information.

7.5 Accommodation in Employment – Summary of the Accessibility for Ontarians with Disabilities (AODA) Integrated Accessibility Standard Compliance Requirements: report by Sandra Thompson

MOTION:

THAT:

The recommendation of Sandra Thompson, Huron County Accessibility Coordinator, that County Council approve the Summary of Accommodation in Employment of the AODA Integrated Accessibility Standard Compliance Requirements;

AND FURTHER THAT:

It be included in the Huron County Policies and Procedures.

7.6 Public Works Information Report: report by Dave Laurie

ACTION: Receive for information.

7.7 County Calendar for 2014:

MOTION:

That:

The County of Huron establish the following event, subject to available facilities and resources:

- **An Invitation to attend County Council's** Fifth Session on April 2nd, 2014 be extended to:
Past Wardens, Huron-Bruce M.P. Ben Lobb, Huron-Bruce M.P.P. Lisa Thompson, and the local municipalities of Bluewater, Central Huron, Huron East and South Huron;
- County Council Photograph on July 2nd, 2014;
- **Warden's Banquet on November 7th**, 2014;

AND FURTHER THAT:

The County Calendar for 2014 be approved.

7.8 Accounts and Financial Statements:

Accounts up to and including September 19, 2013 were reviewed.

DEPARTMENT PROGRAM	ACCOUNT
Highways	1,961,470.98
Fleet	118,704.49
Planning	90,560.98

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Financial statements for the period ending August 31, 2013 were reviewed.

DEPARTMENT PROGRAM	REVENUE		EXPENDITURES		COUNTY CONTRIBUTION	
	Actual	Prorated	Actual	Prorated	Actual	Prorated
Highways	59,251	1,446,529	10,862,512	9,097,046	10,803,261	7,650,517
Fleet	1,612,922	1,594,064	1,156,728	1,324,584	(456,194)	(269,480)
Planning	443,022	562,480	2,151,808	2,550,224	1,708,786	1,987,744

ACTION:

THAT:

The accounts up to and including September 19, 2013 and the financial statements as of August 31, 2013 be received.

Consent Agenda:

MOTION:

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

THAT:

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

CARRIED

8.0 Planning and Development Department:

Planning and Development Consents under the Planning Act.

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.

8.1 B30/2013 & B31/2013 – Charles Dunphy (owner/applicant), Part Lot 5, Lake Road West Concession, Stanley West Ward, Municipality of Bluewater-presented by Craig Metzger.

The purpose and effect of this application is to divide an existing property, known as Gordon Drive, used for access by five lakefront cottage properties to the west, into five separate pieces and merge them with these adjacent properties. These five properties currently have a right-of-way over the subject parcel which will remain after the consents are completed. This is a disputed consent because an abutting neighbour to the east is concerned he may lose access to Gordon Drive for services to his lot and desires to use Gordon Drive for pedestrian access to the beach. These applications meet the applicable consent policies of the Municipality of Bluewater Official Plan. No access or usage rights are changing as a result of these applications. The Municipality of Bluewater and the Planning & Development Department recommend that the applications be approved.

MOTION:

Moved by: Councillor Klopp and Seconded by: Councillor Dowson

THAT:

Applications B30/2013 & B31/2013 by Charles Dunphy (owner/applicant) for property described as Part Lot 5, Lake Road West Concession, Stanley West Ward, Municipality of Bluewater, requesting separation and conveyance of two parcels of land as described be given Provisional Consent subject to conditions, as the application conforms to the Huron County Official Plan, Municipality of Bluewater Official Plan, Section 51(24) of the Planning Act, and is consistent with the Provincial Policy Statement (PPS).

CARRIED

9. Pre-qualifying Contractors for Environmental Performance-presented by S. Tousaw and D. Laurie

Council requested a staff report on pre-qualifying contractors related to their environmental performance. The report outlined how this is not a standard requirement in other municipalities and is considered difficult to implement, however, a supplier code of conduct may be an alternative.

MOTION:

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

THAT:

The report by Scott Tousaw and David Laurie entitled Pre-qualifying Contractors for Environmental Performance be received as information.

CARRIED

10. Status of Economic Development Reserve -presented by S. Tousaw and J. Cummings.

When the audited financial statements were presented at the July 3, 2013 session of County Council, staff was asked to report on the status of the economic development reserve. The report provided background and possible future commitments for the reserve.

MOTION:

Moved by: Councillor Klopp and Seconded by: Councillor Grace

THAT:

The report "Status of Economic Development Reserve" be referred to budget.

AND FURTHER THAT:

A policy for Economic Development reserves be included for consideration.

CARRIED

11. Guideline for Archaeology Studies - presented by Sandra Weber

Approval authorities for planning applications at both the County and local Municipal level are required to protect and conserve cultural and archaeological resources. The report provided a guideline for use in determining when to require archaeological studies when reviewing development applications.

MOTION:

Moved by: Councillor Klopp and Seconded by: Councillor Versteeg

THAT:

The recommendation of Sandra Weber, Senior Planner that the guideline for determining when an Archaeological Assessment will be required for applications under the Planning Act be adopted and be circulated to local Municipalities for adoption as a guideline, be adopted.

CARRIED

Council recessed at 10:19 a.m. and resumed at 10:30 a.m.

12. Public Works Department:

12.1 Boundary Bridge #5, #6 and #7 – Perth Road 172 Ownership Transfer:
-presented by Dave Laurie

MOTION:

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

THAT:

The recommendation of Dave Laurie, Director of Public Works, that the County agree to transfer its 50% ownership of Boundary Bridge # 5 (BB5), Boundary Bridge # 6 (BB6) and Boundary Bridge # 7 (BB7) to the Municipality of Huron East (The Municipality of North Perth also owns 50%) be approved;

AND FURTHER THAT:

The entire 2013 budget for each Boundary Bridge, for a total of \$385,000 shall accompany the transfer and be paid to the Municipality of Huron East, as a one-time payment, in lieu of repairs;

AND FURTHER THAT:

By-Laws be prepared to devolve the County of ownership of Boundary Bridge #5, Boundary Bridge #6 and Boundary Bridge #7.

CARRIED

12.2 Selection of an Engineering Consultant for the Proposed 2014 Bridge and Culvert Repair Projects-presented by Dave Laurie

MOTION:

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Moved by: Councillor Vincent and Seconded by: Councillor Gowing

THAT:

The recommendation of Dave Laurie, Director of Public Works, that the County accept the proposal submitted by BM Ross & Associates for the preliminary design, detailed design, approvals, construction review and administration for the proposed 2014 bridge and culvert repair projects, in the amount of \$145,148.50 (including HST), based on the anticipated scope of work be approved;

AND FURTHER THAT:

The fees be transferred from the existing Public Works Reserve to cover this expenditure.

CARRIED

12.3 Selection of an Engineering Consultant for the Proposed 2014 Clinton Road Exchange & Re-Alignment-presented by Dave Laurie

MOTION:

Moved by: Councillor Shewfelt and Seconded by: Councillor Dietrich

THAT:

The recommendation of Dave Laurie, Director, that the County accept the proposal submitted by BM Ross & Associates for the preliminary design, detailed design, approvals, construction review and administration for the proposed 2014 Clinton Road Exchange & Re-Alignment project, in the amount of \$64,636.00 (including HST), based on the anticipated scope of work be approved;

AND FURTHER THAT:

The Warden and Clerk be authorized to sign the standard Client / Consultant Agreement for the proposed engineering services.

CARRIED

12.4 Proposal for Truck Tender Process for 2014 Cab, Chassis & Boxes-presented by Walter Johnston

MOTION:

Moved by: Councillor Steffler and Seconded by: Councillor Grace

THAT:

The recommendation of Walter Johnston, Fleet Manager, that the Fleet Division of the Public Works Department proceed with the tendering process for four (4) new 31,000 lb. GVW cab, chassis be approved;

AND FURTHER THAT:

The Fleet Division send out tenders and bring a report back to Council with a purchasing recommendation later this fall.

CARRIED

12.5 Two (2) Hydraulic Rotary Brooms and Three (3) Priority Valves and Lift Assembly RFP Results-presented by Walter Johnston

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MOTION:

Moved by: Councillor Klopp and Seconded by: Councillor Dietrich

THAT:

The recommendation of Walter Johnston, Fleet Manager, that the Public Works Department accept the bid from McGavin Farm Equipment of Walton for two (2) new hydraulic rotary brooms and three (3) priority valves and lift assemblies for our tractors which is \$32,843.72 including HST be approved.

CARRIED

12.6 Zurich Radio Tower Site Agreement-presented by Walter Johnston

MOTION:

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

THAT:

The recommendation of Walter Johnston, Fleet Manager, that County Council enter into an agreement with Perth Communications from Stratford so they may install radio and antenna equipment on the Zurich radio tower located at 72881 Blind Line be approved.

CARRIED

13.0 Administration, Polices and Other Issues:

13.1 Driver's License Policy No. 5.9 - presented by Brenda Orchard

MOTION:

Moved by: Councillor Hessel and Seconded by: Councillor Vincent

THAT:

The report on Policy No. 5.9 Driver's License tabled at the COTW Day 2 September 18, 2013, be raised from the table.

CARRIED

MOTION:

Moved by: Councillor Versteeg and Seconded by: Councillor Dietrich

THAT:

The recommendation of Brenda Orchard, CAO, that section 5.9.8 be removed from the Driver's License Policy as it gives the impression that this action may be **occurring on a regular basis when it is not SMT's intention to do so, be approved;** AND FURTHER THAT:

Policy No. 5.9 Driver's License be approved as presented.

CARRIED

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13.2 Voting on Term of Warden - presented by Brenda Orchard

MOTION:

Moved by: Councillor Shewfelt and Seconded by: Councillor Steffler

THAT:

The recommendation of Brenda Orchard, CAO, that Council receives the information that the voting process to extend the term of office of the Warden (By-Law 46-2012) was conducted in accordance with the ***Municipal Act***, be approved.

CARRIED

13.3 Plumbing Inspection – Input from Lower Tiers-presented by Brenda Orchard

MOTION:

Moved by: Councillor Klopp and Seconded by: Councillor Hessel

THAT:

The recommendation of Brenda Orchard that Council receives the information collected from the lower tier CAOs.

CARRIED

13.4 Service Delivery of Plumbing Inspections in Huron County - presented by Jean-Guy Albert

This report was presented at the Board of Health meeting of September 5th, 2013. The minutes of that meeting stated "This report will be forwarded to the Council of the County of Huron as requested. Dr. Cameron will be invited to attend the Council meeting when this will be reviewed".

MOTION:

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

THAT:

The report of Dr. Nancy Cameron dated August 16, 2013 entitled Service Delivery of Plumbing Inspections in Huron County be received as presented.

CARRIED

13.5 Councillor Gowing puts forward a Notice of Motion in regards to the Plumbing Service function provided by the Huron County Health Unit.

"The Municipality of Morris-Turnberry has hereby submitted a request to the County of Huron on July 19, 2013, requesting that the Council of the County of Huron give authority to the Municipality of Morris-Turnberry to perform its own plumbing service, within the jurisdiction of the Municipality of Morris-Turnberry and requested

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the support of the lower tier municipalities. Support was received from the majority of the lower tier municipalities.”

MOTION:

Moved by: Councillor Gowing and Seconded by: Councillor Jewitt

“THAT:

The Council of the County of Huron hereby approves a waiver of By-law 19, 1999 of the County of Huron, for the relinquishment of the performance of the plumbing service function, by the Huron County Health Unit, within the boundaries of the Municipality of Morris-Turnberry and therefore allow the Municipality of Morris-Turnberry to perform its own plumbing service function.”

A recorded vote was requested by Councillor Gowing and taken as follows:

YEAS: Ginn, Dowson, Dietrich, Jewitt, Klopp, Vincent, Steffler, Grace,
Gowing, Versteeg, Shewfelt, Robertson
NAYS: Hessel, Rintoul, Van Diepenbeek
ABSENT: MacLellan

CARRIED

13.6 Warden George Robertson put forward a Notice of Motion in regards to a Clothing Allowance for the Warden.

MOTION:

Moved by: Warden Robertson and Seconded by: Councillor Gowing

THAT:

Starting in 2015 at the beginning of the Warden's two year term that an amount of \$800.00 be given towards a Clothing Allowance - \$500.00 clothing and \$300.00 dry cleaning for the two year term, to be paid \$400.00 in the first year and \$400.00 in the second year.

Motion to table was introduced prior to a vote on the motion.

MOTION:

Moved By: Councillor Klopp and Seconded by: Councillor Vincent

THAT:

The Motion “Starting in 2015 at the beginning of the Warden's two year term that an amount of \$800.00 be given towards a Clothing Allowance - \$500.00 clothing and \$300.00 dry cleaning for the two year term, to be paid \$400.00 in the first year and \$400.00 in the second year” be tabled until budget.

CARRIED

14. Closed to the Public Session:

MOTION:

Moved by: Warden Robertson and Seconded by: Councillor Gowing

THAT:

The Committee do now go into a "Closed to the Public Session" at 11:01 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 – SMT Salary Review

AND FURTHER THAT:

CAO/Deputy Clerk Brenda Orchard remains in attendance.

CARRIED

MOTION:

Moved by: Councillor Grace and Seconded by: Councillor Hessel

THAT:

The Committee rise from the "Closed to the Public Session" at 12:29 p.m.

CARRIED

15. Next Meeting:

The next meeting of Committee of the Whole Day 1 will be in Goderich on Wednesday November 13, 2013 at 9:00 a.m.

16. Adjournment:

MOTION:

Moved By: Councillor Dietrich and Seconded By: Councillor Dowson

THAT:

The meeting adjourn at 12:30 p.m.

CARRIED

Chair Councillor J. Ginn

Clerk Susan Cronin