



Huron County Council

Minutes - January 4, 2012

Second Session

GODERICH, ONTARIO



SECOND SESSION HURON COUNTY COUNCIL

Goderich, Ontario
January 4th, 2012.

Huron County Council met in the Council Chambers on Wednesday January 4th, 2012. Warden Bernie MacLellan called the meeting to order at 9:02 a.m.

Chief Administrative Officer Larry C. Adams called the roll and all members of Council were present. Councillor Dowson arrived at 9:08 a.m.

Warden MacLellan welcomed all present to the Second Session. Warden MacLellan reviewed the Warden's report for the month of December, 2011.

Minutes of the previous session:

MOTION: 11 - 12

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

THAT:

The minutes of the previous session being; the Twelfth Session of November 30th, 2011 and the Inaugural Session of December 7th, 2011; be adopted as circulated.

CARRIED

Declaration of Pecuniary Conflict of Interest:

There were no declarations of pecuniary conflict of interest stated by any member of Council with regard to items on the Agenda.

Petitions and Deputations:

There were no petitions and/or deputations for this session.

Councillor's Issues:

There was a great deal of discussion surrounding the Appeal process further to Justice Gorman's decision on November 18th, 2011 as it refers to Huron County Council composition.

MOTION: 12 - 12

Moved by: Councillor P. Gowing and Seconded by: Councillor A. Versteeg:

THAT:

The Council of the County of Huron accepts the decision of the Courts that the correct size of Huron County Council is sixteen (16) members;

AND FURTHER THAT:

The Council of the County of Huron opposes the appeal of the judicial decision of November 18th, 2011.

CARRIED

MOTION: 13 – 12

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

THAT:

Warden MacLellan; be authorized to vacate the Chair thus enabling him to comment on the afore-mentioned Resolution;

AND FURTHER THAT:

Councillor Vincent; be appointed to Chair this portion of the Second Session.

CARRIED

Warden MacLellan reviewed with the members of Council some background information made available to him recently, regarding the decision of Justice Gorman on November 18th, 2011 regarding Huron County Council composition.

Many members of County Council had comments regarding the decision of Justice Gorman and the Appeal that has been launched by two member municipalities.

MOTION: 14 - 12

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

THAT:

The Council of the County of Huron; agree to pay the legal costs of the Respondents to the appeal; as Huron County By-law No. 28-1999 is valid;

AND FURTHER THAT:

The Council of the County of Huron should be paying for the legal costs of defending its own By-law.

CARRIED

Warden MacLellan re-assumed the position of Chair for the Second Session.

Councillor Grace reported on the Maple Tree Community Housing Project that things are well underway and the project should be completed in July 2012. Councillor Grace wanted to publicly thank former County Councillor Bill Siemon for his dedication and support for this project. Councillor Grace also thanked Huron County Council for all their work bringing this project forward.

Councillor Gowing, a member of the Maitland Valley Conservation Authority Watershed Partnership's Terrestrial Team and Forest Management Plan Committee reported on discussions at a recent meeting. There is concern with the amount of tree cover and health of the trees in Huron County. Councillor Gowing requested that the County of Huron Forest Conservation By-law be reviewed.

MOTION: 14 – 12

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

THAT:

The County of Huron Forest Conservation By-law; be reviewed by Huron County Council.

MOTION: 14 - 12

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

THAT:

The Motion; to review the current County of Huron Forest Conservation By-law; be deferred; until a report is presented by Forest Conservation Officer David Pullen.

CARRIED

Councillor Steffler voiced his displeasure with the recent decision by the Ministry of Municipal Affairs and Housing to not include the loss of woodlots in the Ontario Disaster Relief Assistance Program (ODRAP).

CAO Adams reported that delegation requests to meet with the Minister of Municipal Affairs and Housing at the ROMA/OGRA Conference in Toronto in February are underway. The County will be seeking three delegations; being the ODRAP funding for woodlots being denied, the loss of rural residences and the Provincial Policy Statement as it refers to rural Ontario.

Warden MacLellan reported that George Cuff, who is performing the Organizational Review, will be commencing his duties with a presentation on Monday January 30th, 2012.

MOTION: 15 - 12

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

THAT:

An invitation is to be extended to the County's member municipalities' Councils and senior staff to attend the presentation by George Cuff on Monday January 30th, 2012 at the Central Huron Arena Complex Auditorium.

CARRIED

Correspondence:

There was no correspondence.

Reports of Committees:

Board of Health

Members of Council were given an opportunity to review the minutes of the regular Board of Health meeting of December 8th, 2011. Councillor G. Robertson, Chair of the Board of Health was available to speak to the minutes and the reports.

MOTION: 16 - 12

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

THAT:

The Board of Health Report of December 8th, 2011; be received and will appear in the printed minutes as Report No. 2.

CARRIED

Committee of the Whole – Day 1

Members of Council were given an opportunity to review the minutes of the Committee of the Whole - Day 1 December 14th, 2011 meeting. Councillor J. Grace, Chair of the Committee of the Whole - Day 1 was available to speak to the minutes and the reports.

MOTION: 17 - 12

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

THAT:

The Committee of the Whole – Day 1 December 14th, 2011 minutes and reports be adopted as presented and will appear in the printed minutes as Report No. 3.

CARRIED

Library Board

Members of Council were given an opportunity to review the minutes of the Library Board, 2011 meeting. Councillor T. Hessel, Chair of the Library Board was available to speak to the minutes and the reports.

MOTION: 18 - 12

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

THAT:

The Library Board Report of December 16th, 2011; be received and will appear in the printed minutes as Report No. 4.

CARRIED

Committee of the Whole – Day 2

Members of Council were given an opportunity to review the minutes of the Committee of the Whole - Day 2, December 16th, 2011 meeting. Councillor A. Versteeg, Chair of the Committee of the Whole – Day 2 was available to speak to the minutes and the reports.

There was a great deal of discussion regarding the scheduled Strategic Planning meeting to be held on Friday January 6th, 2012 to discuss County of Huron Council composition.

AMENDING MOTION: 19 - 12

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

THAT:

The Strategic Planning meeting scheduled for January 6th, 2012 at 9:00 a.m.; to discuss the composition of Huron County Council; be rescheduled to a later date.

CARRIED

MOTION: 20 - 12

Moved by: Councillor A. Versteeg and Seconded by: Councillor P. Gowing:

THAT:

The Committee of the Whole – Day 2 minutes and reports of December 16th, 2011; be adopted as presented and will appear in the printed minutes as Report No. 5.

CARRIED

Inquiries:

There were no inquiries for the Second Session.

Unfinished Business:

The report prepared by Treasurer David Carey entitled Legislative and Non-Legislative was reviewed.

MOTION: 21 - 12

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

THAT:

The report prepared by Treasurer David Carey, entitled Legislative and Non-Legislative; be received.

CARRIED

Public Question Period:

Heather Boa of Bullet News Huron inquired as to who will represent the County in the appeal process.

CAO Adams advised this information will be forthcoming and it will be made available to the press.

“Closed to the Public Session”

MOTION: 22 - 12

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

THAT:

County Council do now go into a “Closed to the Public Session” at 11:23 a.m. under *Section 239 of the Municipal Act, 2001 as amended* to discuss an item which relates to:

- *the security of the property of the municipality or local board*

AND FURTHER THAT:

The following staff members remain in attendance: CAO Larry C. Adams, Treasurer David Carey, Director of Public Works Dave Laurie and Clerk Barbara L. Wilson.

CARRIED

MOTION: 23 - 12

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

County Council rise from the "Closed to the Public Session" at 11:40 a.m.
CARRIED

MOTION: 23 – 12

Moved by: Councillor P. Gowing and Seconded by: Councillor N. Vincent:
THAT:

The direction given to staff in "Closed to the Public Session"; be approved.
CARRIED

Arrangement of Committee Meetings:

- Thursday January 5th, 2012 the Board of Health Orientation at 10:30 a.m. in the Auditorium of the Health and Library Complex, south of Clinton; followed by lunch and the Board of Health regular meeting
- Wednesday January 11th, 2012 the Committee of the Whole Day 1 meeting at 9:00 a.m. in the Court House Council Chambers, Goderich
- Wednesday January 18th, 2012 the Library Board meeting at 9:00 a.m. in the Court House Council Chambers, Goderich
- Wednesday January 18th, 2012 the Committee of the Whole Day 2 meeting at 9:45 a.m. in the Court House Council Chambers, Goderich

MOTION: 24 - 12

Moved by: Councillor N. Vincent and Seconded by: Councillor A. Versteeg:
THAT:

Request for Delegations with the following Ministries be set up for the ROMA/OGRA Conference in Toronto:

Ministry of Municipal Affairs and Housing – Provincial Policy Statement as it refers to rural Ontario

Ministry of Municipal Affairs and Housing – ODRAP as it refers to woodlots

Ministry of Municipal Affairs and Housing – the decline of assessment in rural Ontario.

CARRIED

By-laws:

MOTION: 25 - 12

Moved by: Councillor N. Vincent and Seconded by: Councillor A. Versteeg:

THAT:

Leave be given to introduce the following By-law:

By-law No. 3-2012; being a By-law of the Corporation of the County of Huron to confirm the proceedings of the Council of the Corporation of the County of Huron.

CARRIED

MOTION: 26 - 12

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

THAT:

By-law No. 3-2012; be given first and second reading;

AND FURTHER THAT:

By-law No. 3-2012; as read a first and second time, be passed.

CARRIED

MOTION: 27 - 12

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

THAT:

By-law No. 3-2012; be given a third reading in accordance with Part 7 of the Procedural By-law for the County of Huron, Section 25, Subsection 2;

AND FURTHER THAT:

By-law No. 3-2012; as read a third time, be passed, signed by the Warden and the Clerk, and the Seal of the Corporation affixed thereto.

CARRIED

Adjournment:

MOTION: 28 - 12

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

THAT:

The Council of the County of Huron; adjourn the Second Session of Council at 11:46 a.m. to meet again on the 1st of February, 2012 in the Council Chambers, Court House, Goderich, or at the call of the Warden and the County Clerk.

CARRIED

The Second Session closed with the singing of O Canada.

Warden Bernie MacLellan

County Clerk Barbara L. Wilson