



Huron County Council

Minutes - August 8, 2012

Special Session

GODERICH, ONTARIO



SPECIAL SESSION HURON COUNTY COUNCIL

Goderich, Ontario
August 8th, 2012.

Huron County Council met in the Council Chambers on Wednesday, 2012. Warden Bernie MacLellan called the Special meeting to order at 12:36 a.m. All members of Council were present except for Councillors Jewitt and Dietrich.

Warden MacLellan advised the purpose of this Special Session was for Council to consider the following matters:

- Award the 2012 Guide Rail Contract (Contract 12-601)
- Award the 2012 Winter Sand Contracts
- Award the 2012 Bridge Repairs – Maintenance (Contract BR072B)
 - Londesborough Bridge
 - Jervis Bridge
 - Grieves Bridge
- Consider approving the revised Easement Agreements with Brinkes; Schedules to By-laws No. 39-2012 and 40-2012
- Consider approving the Agreement with Ministry of Education; By-law No. 45-2012 to Authorize Warden and Clerk to sign the Agreement for 2012 Funding
- County Composition By-law No. 46-2012 - First Reading only
- Approve Notice for Public Meeting of September 5th, 2012 and Council's Intention to consider County Composition By-law
- Direction from Council for staff to communicate with the lower tier municipalities of the County of Huron's Composition By-law as a triple majority is required for the By-law to be approved
- Approve the Special Committee minutes of June 6th, 2012

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

There were no declarations of a pecuniary conflict of interest stated.

3. Award the 2012 Guide Rail Contract:

RESOLUTION: 230 - 12

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

THAT:

The recommendation of Dave Laurie, Director of Public Works, that the tender for the supply and installation of Guide Rail, in various locations on County Roads, be awarded to Elliott Fence Inc., in the amount of \$168,132.70 (including HST and Provisional Items); be approved.

CARRIED

4. Winter Sand Contracts:

RESOLUTION: 231 - 12

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

THAT:

The recommendation of Mike Alcock, Civil Engineering Technologist, that the following winter sand contracts be awarded:

a) Contract 12-101 for the supply and haul of winter sand in Zurich be awarded to Merner Contracting Ltd., for the tendered price of \$16,468.00 (including HST), based on estimated quantities; be approved.

b) Contract 12-102 for the supply only of Auburn winter sand to be hauled by County Forces be awarded to Johnston Bros. (Bothwell) Ltd., for the tendered price of \$13,729.50 (including HST), based on estimated quantities; be approved.

c) Contract 12-103 for the supply and haul of winter sand in Wroxeter be awarded to J & R Trucking for the tendered price of \$21,046.25 (including HST), based on estimated quantities; be approved.

CARRIED

5. 2012 Bridge Repairs – Maintenance (Contract BR072B):
Londesborough Bridge (4-8.4)
Jervis Bridge (31-26.3)
Grieves Bridge (12-17.5)

RESOLUTION: 232 - 12

Moved by: Councillor N. Rintoul and Seconded by: Councillor P. Klopp:

THAT:

The Recommendation of Dave Laurie, Director of Public Works, that the tender for the following bridge repair projects; Londesborough Bridge (4-8.4), Jervis Bridge (31-26.3) and Grieves Bridge (12-17.5), be awarded to Lavis Contracting Company Limited; at the tendered price of \$129,548.85 (including HST); be approved;

AND FURTHER THAT:

The tendered price does not include Engineering or County Administration.

CARRIED

6. Revised Temporary Easement Agreement; Schedule A to By-law No. 39-2012:

RESOLUTION: 233 - 12

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

THAT:

The Council of the County of Huron approve the revised Temporary Easement Agreement between the County of Huron and Rene Theodorus Brinke and Ivonne Hermina Brinke; the revised Temporary Easement Agreement is Schedule A to Huron County By-law No. 39-2012.

CARRIED

7. Revised Easement Agreement, Schedule A to By-law No. 40-2012:

RESOLUTION: 234 - 12

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

THAT:

The Council of the County of Huron approve the revised Easement Agreement between the County of Huron and Rene Theodorus Brinke and Ivonne Hermina Brinke; the revised Easement Agreement is Schedule A to Huron County By-law No. 40-2012.

CARRIED

8. By-law No. 45-2012; being a By-law to authorize the Warden and the Clerk to sign an agreement with the Ministry of Education:

RESOLUTION: 235 - 12

Moved by: Councillor D. Shewfelt and Seconded by: Councillor N. Rintoul:

THAT:

Leave be given to introduce the following By-law:

By-law No. 45-2012; being a By-law of the Corporation of the County of Huron to authorize the Corporation of the County of Huron to enter into an Agreement with Her Majesty the Queen in Right of Ontario as represented by the Minister of Education.

CARRIED

RESOLUTION: 236 - 12

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

THAT:

By-law No. 45-2012; be given first and second reading;

AND FURTHER THAT:

By-law No. 45-2012; as read a first and second time, be passed.

CARRIED

RESOLUTION: 237 - 12

Moved by: Councillor J. Grace and Seconded by: Councillor P. Gowing:

THAT:

By-law No. 45-2012; 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. 45-2012, as read a third time, be passed, signed by the Warden and the Clerk, and the Seal of the Corporation affixed thereto.

CARRIED

9. By-law No. 46-2012; being a By-law of the Corporation of the County of Huron to Establish the Composition of the Council of the Corporation of the County of Huron:

RESOLUTION: 238 - 12

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

THAT:

Leave be given to introduce the following By-law:

By-law No. 46-2012; being a By-law of the Corporation of the County of Huron to establish the Composition of the Council of the Corporation of the County of Huron.

CARRIED

RESOLUTION: 239 - 12

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

THAT:

By-law No. 46-2012; be given first reading.

CARRIED

10. Consider approving the Notice of Huron County Council's Intention to Pass a By-law to Change the Composition of Council for the County of Huron following the Public Meeting scheduled for 9:00 a.m. on Wednesday September 5th, 2012:

RESOLUTION: 240 - 12

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

THAT:

The Council of the County of Huron approve the Notice of Huron County Council's Intention to Pass a By-law to Change the Composition of Council for the County of Huron following the Public Meeting scheduled for 9:00 a.m. on Wednesday September 5th, 2012;

AND FURTHER THAT:

The appropriate notification will be given to the public according to Huron County By-law No. 8-2003; *"that the Notice will be published within the newspaper which is sold to the public and which has regular subscribers with a minimum of one week prior to the passing of the By-law and/or declared at an open meeting of Council that the subject will be placed on the next regularly scheduled meeting of the Council and/or web site".*

CARRIED

11. Direction from Council to Staff to Communicate with the Lower Tier Municipalities Council's Intention to Pass a By-law to Change the Composition of Council and to Hold a Public Meeting on September 5th, 2012:

RESOLUTION: 241 - 12

Moved by: Councillor J. Grace and Seconded by: Councillor P. Gowing:

THAT:

The Council of the County of Huron direct the Clerk to forward a copy of Huron County By-law No. 46-2012; a By-law to establish the Council of the Corporation of the County of Huron; to the Lower Tier municipalities;

AND FURTHER THAT:

A copy of the Notice of Council's Intention to Pass a By-law to Change the Composition of Council and to Hold a Public Meeting on September 5th, 2012 at 9:00 a.m., also be sent inviting the Lower Tier Municipalities to provide comments to the County Clerk prior to 3:00 p.m. on Tuesday September 4th, 2012 for the inclusion in the Public Meeting.

CARRIED

12. Consider Approving the Special Committee Minutes of June 6th, 2012:

RESOLUTION: 242 - 12

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

THAT:

The minutes of the June 6th, 2012 Special Committee meeting; be approved.

CARRIED

13. Confirmatory By-law No. 47-2012:

RESOLUTION: 243 - 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. 47-2012; 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

RESOLUTION: 244 - 12

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

THAT:

By-law No. 47-2012; be given first and second reading;

AND FURTHER THAT:

By-law No. 47-2012; as read a first and second time, be passed.

CARRIED

RESOLUTION: 245 - 12

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

THAT:

By-law No. 47-2012; 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. 47-2012, as read a third time, be passed, signed by the Warden and the Clerk, and the Seal of the Corporation affixed thereto.

CARRIED

14. Adjournment:

RESOLUTION: 246 - 12

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

THAT:

The Council of the Corporation of the County of Huron; adjourn this Special Session at 12:46 p.m.; to meet again on Wednesday September 5th, 2012 at 9:00 a.m.; or at the call of the Warden and the Clerk.

CARRIED

Warden Bernie MacLellan

County Clerk Barbara L. Wilson