

**MUNICIPALITY OF HURON EAST COUNCIL MEETING MINUTES**  
**HELD IN THE COUNCIL CHAMBERS, SEAFORTH, ONTARIO**  
**TUESDAY, FEBRUARY 7<sup>th</sup>, 2017 – 7:00 P.M.**

**Members Present:** Mayor Bernie MacLellan, Deputy Mayor Joseph Steffler  
 Councillors Alvin McLellan, David Blaney, Dianne Diehl,  
 John Lowe, Brenda Dalton, Kevin Wilbee,  
 Robert Fisher, Larry McGrath and Raymond Chartrand

**Members Absent:** Councillor Nathan Marshall

**Staff Present:** CAO/Clerk, Brad Knight  
 Finance Manager-Treasurer/Deputy Clerk, Paula Michiels  
 Deputy Clerk, Mark Gilpin  
 Economic Development Officer, Jan Hawley  
 Executive Assistant, Janice Andrews

Keegan Melady, Carolyn Melady, Liz Vick, Bobbi-Ann Scarrow, Sheila Wright and Bob Wright attended the meeting to hear the presentation of Sandra Melady regarding use of 94 Coleman Street, Seaforth Ward.

**CALL TO ORDER**

Mayor Bernie MacLellan called the meeting to order at 7:00 p.m.

**CONFIRMATION OF THE AGENDA**

*Moved* by Raymond Chartrand and seconded by Alvin McLellan Adopt Agenda  
 That the Agenda for the Regular Meeting of Council dated February 7<sup>th</sup>, 2017 be adopted as circulated. Carried.

**DISCLOSURE OF PECUNIARY INTEREST**

Councillor McLellan declared a pecuniary interest on agenda item 5.03.1 concerning the Tindell Municipal Drain as he is an owner of land assessed under the drainage works.

Councillor Robert Fisher declared a conflict of interest on agenda item 7.03.3 concerning municipal grants as he is a member of the Seaforth Lions Club and the Club has requested financial assistance from the Municipality.

Deputy Mayor Joseph Steffler declared a pecuniary interest on agenda item 7.03.3 concerning municipal grants as he is a member of the Seaforth Legion and the Legion was listed for consideration of financial assistance from the Municipality.

**MINUTES OF PREVIOUS MEETING**

*Moved* by Dianne Diehl and seconded by Larry McGrath: Meeting Minutes  
 That Council of the Municipality of Huron East approve the following Council Meeting Minutes as printed and circulated:  
 a) Regular Meeting – January 24<sup>th</sup>, 2017 Carried.

**PUBLIC MEETINGS/HEARINGS AND DELEGATIONS**

7:00 p.m. Tindell Municipal Drain 2017 – Engineers' Report

Matt Ash, Senior Project Manager with GM BluePlan attended before Council to present the Engineer's Report on the Tindell Municipal Drain 2017 serving lots 21 to 23, Concession 9 and Lot 23, Concession 8, Grey Ward. Mr. Ash advised that based on the information obtained at the on-site meeting, the area requiring drainage can be effectively drained with a new tile drainage system, with capacity to accommodate current drainage standards. The new Tindell Main Drain will begin at the Maitland River on Lot 21, Concession 9 and terminate at its upstream extent on the east side of Ethel Line. A new Tindell Branch 'A' will connect to the Main Drain at the west side of Ethel Line and terminate at the southern property line of Plan 306 Lots 10-13.

**Moved** by Dianne Diehl and seconded by Kevin Wilbee:  
That Council of the Municipality of Huron East accept the Engineers' Report on the Tindell Municipal Drain 2017 and designate it as By-Law 10-2017 and the Court of Revision be set for Tuesday, March 7<sup>th</sup>, 2017 at 7:00 p.m. Carried.

Engineer's Report  
Tindell Drain

7:08 p.m. Sandra Melady – Use of 94 Coleman Street, Seaforth Ward

Mayor MacLellan requested the CAO/Clerk review his report to Council concerning use of 94 Coleman Street prior to the delegation being provided the opportunity to speak to Council.

The CAO reviewed his report to Council providing background to date on the request of Stephen Perin and Richard Green for permission to use part of Block F, Plan 393 (Seaforth snow lot) for a private garden. It was noted that Council had previously directed staff at their meeting on October 4<sup>th</sup>, 2016 to prepare a report with the following 3 options to consider.

- i) rental of the land
- ii) shared use of the land
- iii) no use of the land

The CAO provided Council with a copy of a draft lease that he had prepared for consideration by Council noting that the lease had also been reviewed by municipal solicitor John McKercher and by Matt Chapman, solicitor for Mr. Perin and Mr. Green. Council were also provided a copy of a February 3<sup>rd</sup>, 2017 email from Stephen Perin providing comments on the proposed use of the municipal property.

Sandra Melady attended before Council on behalf of a number of concerned residents to request Council not consider leasing any portion of 94 Coleman Street and that it remain public property for all residents to use. A petition was presented to Council signed by 31 residents advising they are opposed to the rental of the property and that the fruit trees planted without permission should be removed.

Robert Wright advised that attempts have been made in the past to purchase the property and have been refused and suggested that Municipality should continue to maintain the property.

Solicitor Matt Chapman was in attendance to address some of the concerns expressed by Sandra Melady. Mr. Chapman advised that due to insurance requirements, no fence or any type of structure would be on the property. Mr. Chapman advised of his client's concerns with the expiry date of the lease and requested some type of provision to extend the lease for a longer period if the arrangements were satisfactory to both parties. He also advised of his client's concern with the condition and safety of a small bridge located on the rear end of the municipal property

**Moved** by Larry McGrath and seconded by Joseph Steffler:  
That Council advise Stephen Perin and Richard Green that the Municipality will not consider leasing any part of Block F, Plan 393 (Seaforth) for a private garden and that Mr. Perin and Mr. Green be instructed to remove any trees that they have planted from the lot by July 1<sup>st</sup>, 2017. Carried.

Perrin/Green  
Private Garden  
Snow Lot  
Seaforth

**Moved** by Raymond Chartrand and seconded by Dianne Diehl:  
That Council of the Municipality of Huron East direct staff to review the bridge structure on the lot at Block F, Plan 393, 94 Coleman Street, Seaforth Ward. Carried.

Bridge  
Structure  
94 Coleman St.

## ACCOUNTS PAYABLE

## REPORTS & RECOMMENDATIONS OF MUNICIPAL OFFICERS

### Senior Planner and Economic Development Officer – Community Improvement Plan (CIP) for Brussels

Senior Planner Claire Dodds and Economic Development Officer Jaw Hawley, presented a powerpoint presentation to Council concerning the development of a CIP for Brussels. The Huron East Economic Development Committee identified downtown Brussels as an area that would benefit from a CIP. It was also noted that a CIP could offer financial incentives to assist in the revitalization of the buildings in the commercial core area Brussels. Council were advised the implementation of a CIP could be completed in 2017 and would involve the Economic Development Officer, Brussels Build, Brussels Trust, Huron East staff and Council. It was also noted that Council is the final approval authority for the Community Improvement Plan.

**Moved** by David Blaney and seconded by John Lowe:  
That Council authorize and direct Planner Claire Dodds and Economic Development Officer Jan Hawley to develop a Community Improvement Plan for Brussels. Carried.

Community  
Improvement  
Plan – Brussels

Finance Manager-Treasurer/Deputy Clerk

**Moved** by John Lowe and seconded by Dianne Diehl:

That Council of the Municipality of Huron East approve the following grants for 2017:

Brussels Ag. - Fall Fair	1,000.00
Brussels Horticultural	550.00
Brussels Santa Claus	500.00
Ethel Minor Ball Grant	500.00
Huron Centennial Public School - Grad Awards	40.00
Huron Cty. Farm & Home Safety	250.00
Huron Perth Agriculture & Water Festival	250.00
Huron Plowmen's Assoc.	250.00
Lions Club - Clinton (Lions Park)	1,000.00
Lions Club - Seaforth (Santa Claus Parade)	2,000.00
Lions Club - Seaforth (Pool)	7,500.00
Maitland Bank Cemetery	400.00
Royal Canadian Legion - Branch 468 (Hensall)	50.00
Royal Canadian Legion - Remembrance Day (Seaforth/Brussels)	100.00
Seaforth Ag. Fall Fair	1,000.00
Seaforth Food Bank - Hall Rental	400.00
Seaforth Horticultural	550.00
St.Columban Soccer	500.00
Van Egmond Foundation	1,000.00
Walton Area Sports Club	500.00
Winthrop Ball Park	500.00
	<u><b>\$ 18,840.00</b></u>

Carried.

**Moved** by Raymond Chartrand and seconded by Brenda Dalton:

That Huron East Council receive the following Reports of Municipal Officers as presented:

- 1) CAO/Clerk
- 2) Senior Planner and Economic Development Officer
- 3) Finance Manager-Treasurer/Deputy Clerk

Receive  
Reports  
Municipal

Carried.

**CORRESPONDENCE**

Mayor MacLellan – Huron Expositor Article

Mayor MacLellan expressed concern with an article that will be published in the Huron Expositor entitled “*Huron East Looks for Funding for Controversial Sewer System*”. The Mayor advised of concerns in particular with comments that the Municipality was exhausted financially and also reference to e-coli in the water system. It noted that a follow-up article will be published to clarify some comments contained in the article

**Moved** by Larry McGrath and seconded by Raymond Chartrand:

That Council acknowledge the request of the residents of Anne Street, Egmondville, requesting HL4 asphalt on Anne Street and defer the request to the Public Works Coordinator for a report. Carried.

Request  
HL4 Asphalt  
Anne Street  
Egmondville

**Moved** by John Lowe and seconded by David Blaney:

That Council of the Municipality of Huron East support the resolution of Peterborough County calling on the Federal government to move forward with the development of a National Pharmacare Program. Carried.

Support  
Resolution  
Peterborough  
County

**Moved** by Dianne Diehl and seconded by Kevin Wilbee:

That Council of the Municipality of Huron East note and file the resolution of the City of Owen Sound requesting the Provincial government review the gas tax formula as there has been no increase since 2006. Carried.

Note & File  
Resolution  
City of Owen  
Sound

**Moved** by Alvin McLellan and seconded by Brenda Dalton:  
That Council of the Municipality of Huron East acknowledge the 2017 Budget of the Maitland Valley Conservation Authority with a 4.7% overall increase for 2017 and the total Huron East levy projected at \$133,321 (3.7%).

2017 Budget  
MVCA

## **UNFINISHED BUSINESS**

### **MUNICIPAL DRAINS**

**Moved** by Raymond Chartrand and seconded by Kevin Wilbee:  
That pursuant to Section 78 of the Drainage Act, that Council appoint Dietrich Engineering to prepare an Engineer's Report for the relocation of part of Seaforth Drainage Works 1, north part Lot 24, Concession 1, McKillop Ward.  
Carried.

Relocation of  
Part of  
Seaforth Drainage  
Works

### **PLANNING**

**Moved** by Raymond Chartrand and seconded by Joseph Steffler:  
That Council of the Municipality of Huron East defer severance application B01/2017 until Mr. Hines provides documentation to meet conditions of access to the retained parcel to the satisfaction of the Municipality of Huron East. Carried.

Defer Severance  
B01/17 - Hines  
Conditions of  
Access to  
Retained Parcel

## **COUNCIL REPORTS**

### **Councillor Chartrand – Vanastra Recreation Centre Donation**

Councillor Chartrand advised that late last year the pool chemical injection system was starting to fail at the Vanastra Recreation Centre and the cost of replacing the system was approximately \$4,800. He advised that a user of the facility has made a \$5,000 donation cover the cost of the replacing the system.

### **Councillor Chartrand – Public Community Meeting**

Councillor Chartrand advised a public community meeting will be held on February 9<sup>th</sup>, 2017 at 7:00 pm at the Vanastra Christian Reformed Church. It was noted this is a joint meeting coordinated by the Vanastra Recreation Centre Committee, Vanastra Christian Reformed Church and the Ontario Provincial Police to discuss current statistics and policing in Vanastra.

### **Councillor Chartrand – Notice of Motion – Committee Appointment Selection**

Councillor Chartrand reviewed a proposed flow chart and terms of reference regarding an amendment to Section 5.8 (h) and (i) of Procedural By-Law 43-2015 and the committee appointment selection process.

Several Councillors advised that the current process was sufficient but noted more advance notice and consultation on appointments should occur. Mayor acknowledged the comments, noting that the process had taken more time than he anticipated, but that more discussion with councillors prior to making appointments would be beneficial.

**Moved** by Raymond Chartrand and seconded by David Blaney:  
That staff be directed to prepare a by-law to amend the provisions of Section 5.8 (h) and (i) of Procedural By-Law 43-2015 (Committee appointment selection process) to implement a 3-member Appointment Committee selection process;

Defeat Motion  
Committee  
Appointment  
Selection Process

AND FURTHER that when the draft by-law is presented to Council that staff prepare a draft Terms of Reference for an Appointment Committee based on materials provided by Councillor Chartrand in support of the proposed amendment. Defeated.

## **INFORMATION ITEMS**

**Moved** by Robert Fisher and seconded by Brenda Dalton:  
That Huron East Council receive the following Board and Committee Meeting Minutes as submitted:

Board/Committee  
Meeting Minutes

- 1) Huron East Water & Sewer Committee – January 17<sup>th</sup>, 2017
- 2) Vanastra Recreation Centre Committee – January 31<sup>st</sup>, 2017
- 3) Huron East/Seaforth Community Development Trust – January 5<sup>th</sup>, 2017

Carried.

**OTHER BUSINESS****BY-LAWS**

*Moved* by Larry McGrath and seconded by David Blaney:

BE IT HEREBY RESOLVED that leave be given to introduce  
By-Laws No. 9, 10, 11 and 12 for 2017.

Introduce  
By-Laws

By-Law 9-2017 – Alternative Voting Method – 2018 Municipal Election

By-Law 10-2017 – Tindell Municipal Drain 2017 (1<sup>st</sup> and 2<sup>nd</sup> readings)

By-Law 11-2017 – Authorize Right of Access Easement and Stormwater Easement – Parts 1  
and 3, Plan 22R-5400, Brussels Ward

By-Law 12-2017 – Confirm Council Proceedings

Carried.

*Moved* by Raymond Chartrand and seconded by Kevin Wilbee:

BE IT HEREBY RESOLVED that By-Law 9 for 2017, a by-law to authorize an  
alternative voting method for the 2018 Municipal Election, be given first, second,  
third and final readings and signed by the Mayor and Clerk, and the Seal of the  
Corporation be affixed thereto. Carried.

Alternative  
Voting Method  
2018 Election

*Moved* by Dianne Diehl and seconded by Kevin Wilbee:

BE IT HEREBY RESOLVED that By-Law 10 for 2017, a by-law to authorize  
borrowing on the credit of the Municipality for completion of the Tindell Municipal  
Drain 2017, be given first and second readings. Carried.

Tindell Municipal  
Drain 1<sup>st</sup> & 2<sup>nd</sup>  
Readings

*Moved* by John Lowe and seconded by David Blaney:

BE IT HEREBY RESOLVED that By-Law 11 for 2017, a by-law to authorize right  
of access easement and stormwater easement on Part Block 40, Plan 596, Parts 1 and  
3, Plan 22R-5400, Brussels Ward, be given first, second, third and final readings and  
signed by the Mayor and Clerk, and the Seal of the Corporation be affixed thereto.  
Carried.

Easements  
Pt. Block 40  
Plan 596,  
Parts 1 & 3,  
Plan 22R-5400  
Brussels Ward

**CLOSED SESSION AND REPORTING OUT****CONFIRMATORY BY-LAW**

*Moved* by Raymond Chartrand and seconded by Brenda Dalton:

BE IT HEREBY RESOLVED that By-Law 12 for 2017, a by-law to confirm the  
proceedings of Council, be given first, second, third and final readings and signed  
by the Mayor and Clerk, and the Seal of the Corporation be affixed thereto.  
Carried.

Confirm  
Council  
Proceedings

**ADJOURNMENT**

*Moved* by John Lowe and seconded by Raymond Chartrand:

The time now being 9:50 p.m.

That the meeting do now adjourn until February 21<sup>st</sup>, 2017 at 7:00 p.m. Carried.

Adjournment

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Bernie MacLellan, Mayor

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Brad Knight, CAO/Clerk