

**MUNICIPALITY OF HURON EAST COUNCIL MEETING MINUTES**  
**HELD IN THE COUNCIL CHAMBERS, SEAFORTH, ONTARIO**  
**TUESDAY, FEBRUARY 19<sup>th</sup>, 2013 – 7:16 P.M.**

**Members Present:** Mayor Bernie MacLellan, Deputy Mayor Joseph Steffler,  
 Councillors David Blaney, Frank Stretton,  
 Alvin McLellan, William Siemon, Robert Fisher,  
 Nathan Marshall and Larry McGrath  
 Les Falconer arrived at 7:12 and Andrew Flowers arrived at 7:15 pm

**Members Absent:** Councillor Dianne Diehl

**Staff Present:** CAO/Clerk, Brad Knight  
 Treasurer-Finance Manager, Paula Michiels  
 Public Works Coordinator, Barry Mills  
 Economic Development Officer, Jan Hawley  
 Executive Assistant, Janice Andrews

**CALL TO ORDER**

Mayor Bernie MacLellan called the meeting to order at 7:16 p.m.

**DISCLOSURE OF ELECTED OFFICIALS – PECUNIARY INTEREST**

Councillor Alvin McLellan declared a conflict of interest and refrained from any discussion on the accounts payable since there was a cheque payable to himself.

**DEPUTATIONS**

**7:16 p.m. Dietrich Engineering – Report – Eckert Municipal Drain, 2013**

Bill Dietrich, P. Eng., of Dietrich Engineering Limited, attended before Council to review the Eckert Municipal Drain 2013 Report, serving parts of Lots 3 to 5, Concession 8 and parts of Lots 2 to 5, Concession 9, McKillop Ward. Mr. Dietrich gave a summary of his report and answered questions of Council. The total estimated cost of the Eckert Municipal Drain, 2013 is \$94,000.

<b><i>Moved</i></b> by Alvin McLellan and seconded by Larry McGrath: That Council of the Municipality of Huron East accept the engineer's report on the Eckert Municipal Drain, 2013 and designate it as By-Law No. 7-2013 and the Court of Revision be set for Tuesday, March 19 <sup>th</sup> , 2013 at 7:00 pm. Carried.	Accept Engineer's Report Eckert Drain
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<b><i>Moved</i></b> by Les Falconer and seconded by Andrew Flowers: That Council of the Municipality of Huron East authorize Dietrich Engineering to proceed to call for tenders on the Eckert Municipal Drain, 2013 with tenders to close on Thursday, March 28 <sup>th</sup> , 2013 at 12:00 noon. Carried.	Call for Tenders Eckert Drain
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**7:16 p.m. Dietrich Engineering – Report – Nolan Municipal Drain, 2013**

Bill Dietrich, P. Eng., of Dietrich Engineering Limited, attended before Council to review the Nolan Municipal Drain 2013 Report, serving parts of Lots 8 to 10, Concession 8, parts of Lots 7 to 12, Concession 9 and part of Lot 9, Concession 10, McKillop Ward. Mr. Dietrich gave a summary of his report and answered questions of Council. The total estimated cost of the Nolan Municipal Drain, 2013 is \$227,700.

<b><i>Moved</i></b> by David Blaney and seconded by Alvin McLellan: That Council of the Municipality of Huron East accept the engineer's report on the Nolan Municipal Drain, 2013 and designate it as By-Law No. 8-2013 and the Court of Revision be set for Tuesday, March 19 <sup>th</sup> , 2013 at 7:00 pm. Carried.	Accept Engineer's Report Nolan Drain
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<b><i>Moved</i></b> by William Siemon and seconded by Robert Fisher: That Council of the Municipality of Huron East authorize Dietrich Engineering to proceed to call for tenders on the Nolan Municipal Drain, 2013 with tenders to close on Thursday, March 28 <sup>th</sup> , 2013 at 12:00 noon. Carried.	Call for Tenders Nolan Drain
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**7:25 p.m. CH2MHILL OMI – Operations & Maintenance Agreement**

Cameron Walsh, CET, CFM, Regional Manager for CH2MHILL OMI, attended before Council to answer any questions of Council regarding proposed amendments to the Operations and Maintenance Agreement with CH2MHILL OMI for the water and wastewater systems within the Municipality.

CAO/Clerk Knight advised the Water & Sewer Committee had met on several occasions with Mr. Walsh, and based on negotiations by the Committee, the Committee was recommending an amendment to the contract which would extend the contract provisions into 2014. The extension would provide stability to both the operator and the municipality in terms of staffing retention and long term planning, but the amendments also provided mechanisms to review the contract and the performance of the operator during the terms of the contract.

## **COUNCILLORS ISSUES**

### **MINUTES OF THE PREVIOUS MEETING**

*Moved* by Joseph Steffler and seconded by Nathan Marshall: Meeting Minutes  
That Council of the Municipality of Huron East approve the following Council Meeting Minutes as printed and circulated.

a) Regular Meeting – February 5<sup>th</sup>, 2013 Carried.

### **ACCOUNTS PAYABLE**

*Moved* by Frank Stretton and seconded by Andrew Flowers: Accounts Payable  
That the Accounts Payable in the amount of \$972,581.52 be approved for payment. Carried.

### **REPORTS & RECOMMENDATIONS OF MUNICIPAL OFFICERS**

#### **Finance Manager-Treasurer/Deputy Clerk – 2013 Budget – 2<sup>nd</sup> draft**

Finance Manager-Treasurer/Deputy Clerk Michiels reviewed her report to Council and itemized corrections/adjustments reflected in the 2<sup>nd</sup> draft of the 2013 budget. Council were advised that the 2<sup>nd</sup> draft of the 2013 budget, with a general levy increase of 5.7%, is in a deficit position of \$114,997. In order to balance the budget an additional 4.9% general levy increase would be required which would bring the total 2013 general levy increase to 10.6%.

Mayor MacLellan suggested that at some point Council needs to decide the level of services to be provided. It was noted additional information would be required and the Finance Manager advised the development of a comprehensive asset management plan, which should be complete by the end of 2013, will be of assistance in adjusting service levels.

CAO/Clerk Knight suggested the Finance Manager provide scenarios for Council to consider to balance the budget, with a municipal increase of less than 10%.

#### **CAO/Clerk – 2013 Budget – Review Process**

CAO/Clerk Knight reviewed his report to Council and provided several points for consideration on the budget process.

*Moved* by Larry Les Falconer and seconded by Nathan Marshall: Receive Reports  
That Council of the Municipality of Huron East receive the following Reports of Municipal Officers as presented:

a) Finance Manager-Treasurer/Deputy Clerk  
b) CAO/Clerk

Carried.

### **CORRESPONDENCE**

*Moved* by David Blaney and seconded by Andrew Flowers: Endorse Resolution Municipality of West Perth  
That Council of the Municipality of Huron East support the Municipality of West Perth requesting the Province of Ontario consider creating an alternate funding program, to fulfill the gap left by the discontinuation of the Connecting Link program. Carried.

### **UNFINISHED BUSINESS**

### **NEW BUSINESS**

### **MUNICIPAL DRAINS**

### **TILE DRAINAGE**

### **FINANCIAL REPORT**

**PLANNING****INFORMATION ITEMS**

- Moved** by Nathan Marshall and seconded by Alvin McLellan:  
That Council concur with the Administrative Committee and adopt the Council Remuneration Policy (Policy 1.12). Carried. Council Remuneration Policy 1.12
- Moved** by Frank Stretton and seconded by Joseph Steffler:  
That Council concur with the Administrative Committee that B. M. Ross & Associates conduct a building assessment of 23 Goderich Street East. Carried. Building Assessment 23 Goderich St.
- Moved** by David Blaney and seconded by Les Falconer:  
That Council concur with the Administrative Committee and grant the request of the Seaforth Food Bank to extend its operations into the adjacent bay in the Town Hall, subject to appropriate lease arrangements being entered into. Carried. Seaforth Food Bank – Extend Operations in Town Hall
- Moved** by Larry McGrath and seconded by Andrew Flowers:  
That Council of the Municipality of Huron East receive the following Board and Committee Meeting Minutes as submitted: Receive Board/ Committee Minutes
1. Seaforth & District Community Centres Management Committee – January 10<sup>th</sup>, 2013
  2. Huron East/Seaforth Community Development Trust – January 3<sup>rd</sup>, 2013
  3. BMGCC Board of Recreation Management Committee – January 9<sup>th</sup>, 2013
  4. Huron East Administrative Committee – February 12<sup>th</sup>, 2013
  5. Huron East Water & Sewer Committee – February 12<sup>th</sup>, 2013
  6. Vanastra Recreation Centre Building & Fundraising Committee – January 15<sup>th</sup>, 2013
- Carried.

**CLOSED SESSION****BY-LAWS**

- Moved** by Frank Stretton and seconded by Joseph Steffler:  
BE IT HEREBY RESOLVED that leave be given to introduce By-Law No. 4, 7, 8, 9, 10, 11, 12, 13 and 14 for 2013. Introduce By-Laws
- By-Law 4-2013 – Council Remuneration – Amend By-Law 74-2010
- By-Law 7-2013 – Eckert Municipal Drain (1<sup>st</sup> and 2<sup>nd</sup> readings)
- By-Law 8-2013 – Nolan Municipal Drain (1<sup>st</sup> and 2<sup>nd</sup> readings)
- By-Law 9-2013 – Zoning Amendment – Lot 52, Block J, Registered Plan 388, Seaforth Ward, Kevin Coyne
- By-Law 10-2013 – Zoning Amendment – Part Lot 8, Concession 7, Grey Ward, Finch/Prior
- By-Law 11-2013 – Interim Tax Levy
- By-Law 12-2013 – Authorize Access, Containment Management Plan, Remediation and Indemnity Agreement with UPI Energy LP and Suncor Energy Inc.
- By-Law 13-2013 – Authorize Amendment No. 2 to Operations and Maintenance Agreement with CH2MHILL OMI – amend By-Law 20-2010
- By-Law 14-2013 – Confirm Council Proceedings
- Carried.

**Moved** by Frank Stretton and seconded by Joseph Steffler:  
BE IT HEREBY RESOLVED that By-Law 4 for 2013, a by-law to amend by-law 74-2010 to establish annual increases to Council remuneration, 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. Council Remuneration

**Moved** by Andrew Flowers and seconded by William Siemon:  
BE IT HEREBY RESOLVED that By-Law 7 for 2013, a by-law to provide for drainage works and for the borrowing on the credit of the Municipality the sum of \$94,000 for completion of the Eckert Municipal Drain, 2013, be given first and second readings. Carried. Eckert Municipal Drain 1<sup>st</sup> and 2<sup>nd</sup> Readings

**Moved** by Les Falconer and seconded by Nathan Marshall:  
BE IT HEREBY RESOLVED that By-Law 8 for 2013, a by-law to provide for drainage works and for the borrowing on the credit of the Municipality the sum of \$227,700 for completion of the Nolan Municipal Drain, 2013 be given first and second readings. Carried.

Nolan  
Municipal Drain  
1<sup>st</sup> and 2<sup>nd</sup>  
Readings

**Moved** by Robert Fisher and seconded by Larry McGrath:  
BE IT HEREBY RESOLVED that By-Law 9 for 2013, a by-law to amend zoning on Lot 52, Block J, Registered Plan 388, Seaforth 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.

Rezoning  
Lot 52, Block J  
Plan 388  
Seaforth  
Coyne

**Moved** by Alvin McLellan and seconded by David Blaney:  
THAT pursuant to Section 34(17) of the Planning Act, 1990  
WHEREAS the Council of the Municipality of Huron East has held a public meeting pursuant to Section 34(12) of the Planning Act, 1990, with respect to a proposed zoning by-law 10-2013;  
AND WHEREAS certain changes have been made to the proposed by-law after the holding of the public meeting;  
NOW, THEREFORE the Council of the Municipality of Huron East hereby RESOLVES that, pursuant to Section 34(17) of the Planning Act, 1990, no further notice is to be given in respect to the proposed by-law.  
Carried.

No Further  
Notice Required  
By-Law 10-2013

**Moved** by Alvin McLellan and seconded by David Blaney:  
BE IT HEREBY RESOLVED that By-Law 10 for 2013, a by-law to amend zoning on Part Lot 8, Concession 7, Grey 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.

Rezoning  
Pt. Lot 8, Con. 7  
Grey Ward  
Finch/Prior

**Moved** by Larry McGrath and seconded by Les Falconer:  
BE IT HEREBY RESOLVED that By-Law 11 for 2013, a by-law to provide for interim tax levies for the year 2013, 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.

Interim Tax  
Levy

**Moved** by Nathan Marshall and seconded by William Siemon:  
BE IT HEREBY RESOLVED that By-Law 12 for 2013, a by-law to enter into an Access, Containment Management Plan, Remediation and Indemnity Agreement with UPI Energy and Suncor Energy Inc. 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.

Authorize  
Agreement  
UPI Energy LP  
Suncor Energy  
Inc.

**Moved** by Andrew Flowers and seconded by Alvin McLellan:  
BE IT HEREBY RESOLVED that By-Law 13 for 2013, a by-law to authorize Amendment No. 2 to Operations and Maintenance Agreement with CH2MHILL OMI and amend By-Law 20-2010, 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.

Authorize  
Amendment No. 2  
CH2MHILL  
OMI

**Moved** by David Blaney and seconded by Andrew Flowers:  
BE IT HEREBY RESOLVED that By-Law 14 for 2013, 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 Frank Stretton and seconded by Joseph Steffler:  
The time now being 9:55 p.m.  
That the meeting do now adjourn until March 5<sup>th</sup>, 2013 at 7:00 p.m. Carried.

Adjournment