

MUNICIPALITY OF HURON EAST COUNCIL MEETING MINUTES
HELD IN THE COUNCIL CHAMBERS, SEAFORTH, ONTARIO
TUESDAY, SEPTEMBER 17th, 2013 – 7:30 P.M.

Members Present: Mayor Bernie MacLellan, Deputy Mayor Joseph Steffler
 Councillors Frank Stretton, Alvin McLellan, Andrew Flowers,
 Allison Dekroon, Robert Fisher, Nathan Marshall, Larry McGrath
 and Les Falconer
 Councillor Dianne Diehl arrived at 8:00 p.m.
 Councillor David Blaney arrived at 8:20 p.m.

Members Absent: nil

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

CALL TO ORDER

Mayor MacLellan called the meeting to order at 7:40 p.m.

DISCLOSURE OF ELECTED OFFICIALS – PECUNIARY INTEREST

Councillor Robert Fisher declared a conflict of interest and refrained from any discussion on the accounts payable.

Councillor David Blaney declared a conflict of interest on agenda item 7.18.2 as he has a financial interest in solar project development.

DEPUTATIONS

7:30 p.m. Marg Makins – Fundraising – Vanastra Recreation Centre

Marg Makins attended before Council concerning a fundraising effort she is undertaking to support the renovations at the Vanastra Recreation Centre and the Clinton Public Hospital. In celebration of her 80th birthday, Marg advised Council she is going to attempt to swim 80 lengths of the pool and is seeking support and sponsorship. The event is scheduled for November 7th, 2013 and a sponsorship form was left with Council. Mayor MacLellan expressed appreciation to Ms. Makins for her efforts in helping to raise funds for two very worthwhile causes.

8:00 p.m. McCallum-Winthrop Drain

CAO/Clerk Brad Knight reviewed his report to council concerning a drainage petition of Brian Pryce for improvements to the McCallum-Winthrop Municipal Drain. It was noted that Mr. Pryce had filed a petition for improvements to the McCallum-Winthrop Drain at the April 7th, 2009 meeting and Council referred this petition to Dietrich Engineering. Shortly after the filing of the drain petition, Mr. Pryce also filed a petition and letter from approximately 30 people requesting a review and research of the Summerhill Road Bridge on the McCallum-Winthrop Drain. Although the drainage petition did not state the desired improvements, Mr. Pryce has expressed his concern on numerous occasions that the existing McCallum-Winthrop Drain should be extended further south into the Maitland River and that the existing drain/river be further deepened. A site meeting was held on August 23rd, 2012 with Dietrich Engineering Limited, Huron East CAO/Clerk and Drainage Superintendent, representatives from the Maitland Valley Conservation Authority (MVCA) and the Department of Fisheries and Oceans (DFO). The MVCA and the DFO were not in favour of deepening or widening the South Maitland River. The following recommendations were received from Dietrich Engineering Ltd.

- Under Section 40 of the Drainage Act, RSO 1990 a Section 78 drainage report is not required.
- Deepening and widening of the watercourse would not be approved by the MVCA and DFO.
- The Municipality should continue to perform regular maintenance of the ditch (ie. Removal of silt, brush, trees, beaver dams and other obstruction) when requested by landowners.

CAO/Clerk Brad Knight advised that beaver dams had been removed in this vicinity in the early fall of 2012.

Mr. Pryce attended before Council and advised the flooding on his property has been going on for years and is getting worse each year.. With the excessive rains this year, he has experienced tile blow outs and Mr. Pryce had installed additional tile and the water will still lay on his property for 8 to 10 days. Mr. Pryce also noted that flooding in the area affects neighbours cellar drains and has resulted in major costs for renovations. Open ditches upstream have been cleaned out and this further contributes to the volume/velocity of water being dumped into the municipal drain. Mr. Pryce requested an outlet for the water and maintenance from the drain to the bridge. It was also noted there is a large tree obstructing the drain that needs to be removed.

Mr. Pryce and Council acknowledged the authority of the DFO and the MVCA as they both have viewed the site and would not approve deepening or widening of the natural watercourse. Councillor Alvin McLellan, as the Council representative on the MVCA, will discuss the situation with the Authority at their next meeting.

Moved by Dianne Diehl and seconded by Frank Stretton:
That Huron East Council accepts the findings of Dietrich Engineering and will not proceed to an Engineer’s Report with respect to the petition of Brian Pryce for improvement to the McCallum-Winthrop Municipal Drain. Defeated.

Defeat Motion
Engineers Report
McCallum
Winthrop Drain

COUNCILLORS ISSUES

MINUTES OF THE PREVIOUS MEETING

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

Meeting
Minutes

- a) Regular Meeting – September 3rd, 2013 Carried.

ACCOUNTS PAYABLE

Moved by Andrew Flowers and seconded by Larry McGrath:
That the accounts payable in the amount of \$3,461,533.59 be approved for payment. Carried.

Accounts
Payable

REPORTS & RECOMMENDATIONS OF MUNICIPAL OFFICERS

Chief Building Official – Report

A report to Council from the Chief Building Official Paul Josling summarizing zoning and tax certificates as well as building permits was received.

CAO/Clerk – Solar RFP

CAO/Clerk Brad Knight reviewed his report to Council concerning the RFP that was issued for rooftop solar installations on municipal properties.

Staff had been given direction to issue an RFP for six rooftop solar installations on municipal properties that the Municipality has received offers to connect from the OPA under the microFIT program. Staff had requested a preliminary structural analysis by Dawley Engineering at all sites and had provided Dawley Engineering with all available drawings of building construction. He noted that staff could not locate the drawings for both arenas and that Dawley Engineering had expressed doubt that given the time of original construction and building design that the arenas would have enough structural capacity without significant upgrades would be suitable sites without additional engineering and truss reinforcement. Due to the cost and the uncertainty of the end results, an addendum was issued that removed the arenas from the RFP.

The following proposals were opened on September 9th, 2013 by the Public Works Coordinator, Councillor Fisher and CAO/Clerk Brad Knight.

	Seaforth Firehall	VRC	Brussels Public Works	Brussels Business Centre	HST	TOTAL
KW Power Logic	\$31,600	\$34,750	\$31,600	\$34,750	\$17,251	\$149,951
Faromor	\$34,000	\$34,000	\$34,000	\$34,000	\$17,680	\$153,680
Gaffney Electrical	\$48,628	\$51,866	\$50,186	\$51,866	\$26,331	\$228,877

Moved by Joseph Steffler and seconded by Nathan Marshall:
That Council of the Municipality of Huron East award the RFP for four rooftop Solar systems to KW Power Logic Inc. at a price of \$132,700 plus HST. Carried.

RFP - Solar
Rooftop Systems

Treasurer-Finance Manager/Deputy Clerk – Year-to-Date Financial Statement

Treasurer-Finance Manager/Deputy Clerk Paula Michiels reviewed with Council the year-to-date financial statement.

Huron East Advisory Committee – The Leckie Block Designation

Council were advised that the owners of The Leckie Block at 435-441 Turnberry Street in Brussels Ward have submitted an Application for Property Designation for the property under Part IV of the Ontario Heritage Act. This matter was considered by the Huron East Heritage Advisory Committee and they recommended Council proceed with a notice to designate The Leckie Block as a property of cultural heritage value or interest.

Moved by David Blaney and seconded by Frank Stretton:
That Huron East Council accept the recommendation of Huron East Heritage Advisory Committee to proceed with a notice to designate The Leckie Block (435-441 Turnberry Street, Brussels) as a property of cultural heritage value or interest. Carried.

Notice to
Designate
The Leckie
Block
Brussels

Moved by Allison Dekroon and seconded by Robert Fisher:
That Council of the Municipality of Huron East receive the following Reports of Municipal Officers as presented:

Reports of
Municipal
Officers

- a) Chief Building Official
- b) CAO/Clerk
- c) Finance Manager-Treasurer/Deputy Clerk
- d) Huron East Advisory Committee

Carried.

CORRESPONDENCE

Moved by David Blaney and seconded by Frank Stretton:
That the comments of John Lowe concerning the street lighting levels in Brussels be duly noted and will be taken into consideration as part of future retrofits to the Brussels system. Carried.

John Lowe
Comments on
Brussels Street
Lighting

Moved by Les Falconer and seconded by Nathan Marshall:
That Huron East Council support the resolution of the City of Stratford concerning railway safety with the federal government and Canada's railway industry. Carried.

Endorse
City of Stratford

UNFINISHED BUSINESS**NEW BUSINESS**Committee Appointments – Dekroon

Mayor MacLellan advised he has reviewed committee appointments for Councillor Dekroon and advised some committees meet during the day. Councillor Dekroon noted that meetings held during the day would interfere with her work schedule. Mayor MacLellan will review committee appointments, noting her work commitments.

Councillor Dekroon noted her interest in attending meetings of the Multi-Municipal Wind Turbine Working Group and that Deputy Mayor Steffler had suggested she could replace him. Mayor MacLellan advised she could be added to the Multi-Municipal Wind Turbine Working Group contact list to receive information.

Ethel Community Centre Hall

Councillor McLellan advised Council the Ethel Community Hall is currently closed and has virtually no money left to operate. The Committee has struggled to find new members and there is lack of use of the hall. Councillor McLellan has discussed this matter with Councillor Diehl and they are organizing a meeting to engage the public in hopes of finding new members and ideas for the Hall.

MUNICIPAL DRAINS

Moved by Andrew Flowers and seconded by Allison Dekroon:
That Huron East Council approve the Tile Drainage Loan application of Neil and Loretta Dolmage on north half Lot 24 and 25, Concession 10, McKillop Ward in the amount of \$24,800. Carried.

Approve TDL
Dolmage

TILE DRAINAGE

FINANCIAL REPORT**PLANNING****INFORMATION ITEMS**

Moved by Dianne Diehl and seconded by Frank Stretton: Receive Board/
That Council of the Municipality of Huron East receive the following Committee
Board and Committee Meeting Minutes as submitted: Minutes

1. Huron East/Seaforth Community Development Trust – August 1st, 2013
2. Vanastra Recreation Centre Building & Fundraising Committee – August 20th and September 5th, 2013
3. Vanastra Recreation Centre Committee – September 10th, 2013
4. Huron East Personnel Committee – September 3rd, 2013 Carried.

Moved by Alvin McLellan and seconded by David Blaney: Extend Meeting
That Council of the Municipality of Huron East, pursuant to Section 10 of the
Procedural By-Law, the meeting proceedings be extended to 11:30 p.m. Carried.

CLOSED SESSION

Moved by Les Falconer and seconded by Larry McGrath: Closed Session
That Council of the Municipality of Huron East, pursuant to Section 239(2) of
the *Municipal Act*, adjourn the regular meeting of Council at 11:07 p.m.
to go into Closed Session to discuss the following:

- i) 239(2)(f) – advice that is subject to solicitor-client privilege (former Seaforth Public School)
- ii) 239(2)(c) – proposed or pending acquisition or disposition of land by the municipality (Duke Street) Carried.

Moved by Larry McGrath and seconded by Allison Dekroon: Resume Regular
That Council of the Municipality of Huron East resumes the regular Council Council Meeting
meeting at 11:26 p.m. Carried.

Council were provided a copy of a News Release issued by Seaforth Community Hospital Trust and JL Retirement Living Inc. The Trustees of the Seaforth Community Hospital Trust have agreed to sell 9.5 acres of land to JL Retirement Living Inc., for a proposed residential/research retirement development. The 9.5 acre parcel will be bound on the north and east by extensions of Duke Street and Centennial Drive. The agreement requires approval by the Ontario Ministry of Health and will also result in a needed second access route to the Seaforth Hospital. The agreement is also conditional on Huron East entering into a Servicing Agreement with the Hospital Trust and JL Retirement.

BY-LAWS

Moved by Nathan Marshall and seconded by Robert Fisher: Introduce
BE IT HEREBY RESOLVED that leave be given to introduce By-Laws
By-Law No. 64, 65 and 66 for 2013.

By-Law 64-2013 – Appoint Municipal Auditors – 5-years (2012 to 2016) and
repeal By-Law 54-2007

By-Law 65-2013 – Authorize Amendment No. 3 to Operations and Maintenance
Agreement with CH2MHILL OMI – amend By-Law 26-2010

By-Law 66-2013 – Confirm Council Proceedings Carried.

Moved by Andrew Flowers and seconded by Frank Stretton: Appoint
BE IT HEREBY RESOLVED that By-Law 64 for 2013, a by-law to appoint Municipal
municipal auditors and repeal By-Law 54-2007, be given first, second, third Auditors
and final readings and signed by the Mayor and Clerk, and the Seal of the
Corporation be affixed thereto. Carried.

Moved by Alvin McLellan and seconded by David Blaney: Amend.No. 3
BE IT HEREBY RESOLVED that By-Law 65 for 2013, a by-law to authorize Agreement
Amendment No. 3 to Operations and Maintenance Agreement with CH2MHILL CH2MHILL
OMI and amend By-Law 26-2010, be given first, second, third and final readings OMI
and signed by the Mayor and Clerk, and the Seal of the Corporation be affixed
thereto. Carried.

Moved by Dianne Diehl and seconded by Joseph Steffler:
BE IT HEREBY RESOLVED that By-Law 66 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
Proceedings

ADJOURNMENT

Moved by Les Falconer and seconded by Robert Fisher:
The time now being 11:29 p.m.
That the meeting do now adjourn until September 24th, 2013 at 7:00 p.m. Carried.

Adjournment

Bernie MacLellan, Mayor

Brad Knight, CAO/Clerk