

**MUNICIPALITY OF HURON EAST COUNCIL MEETING MINUTES**  
**HELD IN THE COUNCIL CHAMBERS, SEAFORTH, ONTARIO**  
**TUESDAY, NOVEMBER 19<sup>th</sup>, 2013 – 7:00 P.M.**

**Members Present:** Mayor Bernie MacLellan, Deputy Mayor Joseph Steffler  
 Councillors Frank Stretton, Dianne Diehl, David Blaney,  
 Alvin McLellan, Andrew Flowers, Allison Dekroon, Robert Fisher,  
 Les Falconer, Nathan Marshall and Larry McGrath

**Members Absent:** nil

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

**CALL TO ORDER**

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

**DISCLOSURE OF ELECTED OFFICIALS – PECUNIARY INTEREST**

**DEPUTATIONS**

**COUNCILLORS ISSUES**

**MINUTES OF THE PREVIOUS MEETING**

<i>Moved</i> by David Blaney and seconded by Alvin McLellan: That Council of the Municipality of Huron East approve the following Council Meeting Minutes as printed, circulated and amended.	Meeting Minutes
a) Regular Meeting – November 5 <sup>th</sup> , 2013	Carried.

**ACCOUNTS PAYABLE**

<i>Moved</i> by Frank Stretton and seconded by Dianne Diehl: That the accounts payable in the amount of \$1,455,625.83 be approved for payment. Carried.	Accounts Payable
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**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.

**Treasurer-Finance Manager/Deputy Clerk – 2014 OMPF Funding**

Treasurer-Finance Manager/Deputy Clerk Paula Michiels reviewed her report to Council concerning the 2014 Ontario Municipal Partnership Fund (OMPF) allocations released by the Province. Council were advised that the Municipality of Huron East's 2014 allocation has decreased by 10.8% compared to 2013 funding levels resulting in a decrease of Provincial revenues to the 2014 budget of \$331,100 which is equivalent to approximately a 13% increase to the municipal general levy. The Treasurer-Finance Manager/Deputy Clerk advised that a copy of the calculations is being issued by the Ministry and numbers/calculations will be verified. Department heads and recreation committees will be notified and made aware of the implications for 2014 budgets.

**Public Works Coordinator – Closure of Summerhill Road**

Public Works Coordinator Barry Mills reviewed his report to Council concerning the proposed by-laws to extend the agreements for removal of gravel on Summerhill Road. It was noted that this project commenced in 2010 with agreements in place that will expire on November 30<sup>th</sup>, 2013. To date 90% of the aggregate was useful and has exceeded the original estimate in the road allowance and therefore taken longer than expected to process. Lavis Contracting Company Ltd. has requested a one year extension for the completion of the extraction of materials in the road allowance and to have the road reconstructed. By-laws to authorize extension of the agreements and temporary road closure will be considered later in the meeting.

CAO/Clerk – Documentation requested by Councillor DeKroon

CAO/Clerk Brad Knight provided background information for discussion on the request by Councillor Dekroon for documentation. This information will be considered under unfinished business item 9.23.5.

By-Law Control Officer – Parking – New Orleans' Pizza and Tim Horton's

A report to Council from the By-Law Control Officer Bruce Brockelbank concerning the request of Pam Jewitt to investigate vehicles parking illegally, specifically trucks at New Orleans Pizza and Tim Horton's was received. Mr. Brockelbank attended at the area to observe traffic and parking on Goderich Street East and in a one-hour period, recorded 48 vehicles utilizing the restaurant, of which 5 were trucks that parking in the paved boulevard. The paved boulevard is no-parking area and is properly designated and signed. In that period he noted that no trucks parked on boulevard in front of New Orleans but he was certainly aware that it has happened in the past. It was noted that smaller vehicles used the Tim Horton's parking lot, but the lot couldn't accommodate large transport trucks.

Council discussed various options to address illegal parking in Seaforth including enforcement of the parking by-law. It was acknowledged that trucks parked in these areas, although there were only there for a few minutes, do restrict visibility, but it was difficult to enforce parking restrictions in one specific area without addressing other violations in the Municipality that were similar in nature. It was noted that parking issues relative to Tim Horton's sites in other municipalities were similar. The Public Works Coordinator was asked to review sight lines and signage and report back to Council.

**Moved** by Bernie MacLellan and seconded by Allison Dekroon:  
That Council of the Municipality of Huron East direct the Public Works Coordinator to investigate the sight lines and the existing signage in the vicinity of the Seaforth Tim Horton's. Carried.

Investigate  
Site Lines  
Tim Horton's  
Seaforth

**Moved** by Les Falconer and seconded by Nathan Marshall:  
That Council of the Municipality of Huron East receive the following reports of municipal officers as presented:

Receive  
Reports

- a) Chief Building Official
- b) By-Law Enforcement Officer
- c) Treasurer-Finance Manager/Deputy Clerk
- d) Public Works Coordinator
- e) CAO/Clerk

Carried.

**CORRESPONDENCE****UNFINISHED BUSINESS**Service Delivery Review

CAO/Clerk Brad Knight recommended the service delivery review be scheduled for January as this would allow necessary preparation time and also time to be dedicated by Council to complete the review prior to the 2014 budget deliberations.

Councillor Dekroon

- i) Baseline Noise Study – Councillor Dekroon suggested the Municipality request St. Columban Energy to complete a baseline noise study and also request where measurements will be taken from, who is conducting the study, what type of sound are they monitoring and what conditions are present at the time of measurement. Once this background information was obtained, Councillor DeKroon suggested the Municipality could have an acoustician provide a second opinion on their research methods to ensure adequate information is provided for this project. Mayor MacLellan noted a request was made to the Province for a baseline study and that copies be provided to the Municipality.

CAO/Clerk Brad Knight advised that prior to the Municipality submitting the Municipal Consultation Form for the St Columban project, that the Municipality had contacted Varna Wind to obtain clarification on the sound studies required by the Ministry of Environment as part of the Renewable Energy Approval. The CAO also provided Council with a response that had been provided by St Columban Energy to a June 5<sup>th</sup>, 2013 request by Council on the noise auditing protocols to be followed, including background noise levels. He noted that both companies had provided similar responses; the acoustical audits required immission and emission levels which would involve the determination of background noise levels when the turbines were not in operation.

Mayor MacLellan noted that the value of baseline noise studies at this time was questionable and questioned why the Municipality would incur costs for this type of study when the information would be

required by the MOE and provided by the company at their cost to the MOE He noted that Council had been provided with a copy of Ontario Ministry of Environment document *Compliance Protocol for Wind Turbine Noise, Guideline for Acoustic Assessment and Measurement*. Mayor MacLellan suggested Council review the document and this matter will be listed on the next council agenda.

ii) Municipal Energy Plans – Councillor Dekroon noted Provincial changes to the large feed-in-tariff (FIT) program included a provision for Municipal Energy Plans with grant funding of \$90,000 being available to develop a Plan. The CAO noted that he had attended a recent presentation on the program and that the energy plan was for the entire municipality and was not specific for municipal facilities but that additional information would be presented to Council at a future meeting.

## **NEW BUSINESS**

### **Committee Meeting Agendas**

Councillor McLellan asked if Council members could receive agendas for all the various committee meetings to allow councillors to attend if they chose. Councillor McLellan suggested there may be an item of interest at a committee meeting, and if he was not on that committee, he may wish to attend to be more informed when the subject comes to Council. It was noted that all committee agendas are posted on the community calendar of the Huron East website and that the majority of committees meet regularly with the exception of the administrative and personnel committee meetings which are called when required. Mayor MacLellan suggested agendas could be forwarded to all of Council for the administrative and personnel committee meetings.

## **MUNICIPAL DRAINS**

## **TILE DRAINAGE**

## **FINANCIAL REPORT**

## **PLANNING**

## **INFORMATION ITEMS**

<p><i>Moved</i> by Dianne Diehl and seconded by Alvin McLellan: That Council of the Municipality of Huron East receive the following Board and Committee Meeting Minutes as submitted:</p> <ol style="list-style-type: none"> <li>1. Vanastra Recreation Centre – November 7<sup>th</sup>, 2013</li> <li>2. Vanastra Recreation Centre Building &amp; Fundraising Committee – November 7<sup>th</sup>, 2013</li> <li>3. Huron East/Seaforth Community Development Trust – October 3<sup>rd</sup>, 2013</li> </ol> <p style="text-align: right;">Carried.</p>	<p>Receive Board/ Committee Minutes</p>
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Mayor MacLellan called a special council meeting for Tuesday, November 26<sup>th</sup>, 2013 to review road user agreements and community fund agreements for wind projects within Huron East.

## **CLOSED SESSION**

## **BY-LAWS**

<p><i>Moved</i> by Andrew Flowers and seconded by Nathan Marshall: BE IT HEREBY RESOLVED that leave be given to introduce By-Law No. 90, 91, 92, 93 and 94 for 2013.</p>	<p>Introduce By-Laws</p>
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By-Law 90-2013 – Temporary Road Closure – Santa Claus Parades –  
Seaforth/Brussels

By-Law 91-2013 – Temporary Road Closure – section of Summerhill Road,  
McKillop Ward – aggregate removal

By-Law 92-2013 – Authorize Gravel Agreement – abutting landowners to road  
allowance – Summerhill Pit – aggregate removal

By-Law 93-2013 – Authorize Gravel Agreement – Lavis Contracting Co. Ltd. –  
compensation for aggregate removed from road allowance –  
Summerhill Pit

By-Law 94-2013 – Confirm Council Proceedings

Carried

- Moved** by Robert Fisher and seconded by Frank Stretton:  
BE IT HEREBY RESOLVED that By-Law 90-2013, a by-law to authorize temporary road closures to accommodate the Seaforth and Brussels Santa Claus Parades, 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.
- Temp. Road Closure  
Seaforth/Brussels Santa Claus Parades
- Moved** by Allison Dekroon and seconded by Andrew Flowers:  
BE IT HEREBY RESOLVED that By-Law 91-2013, a by-law to authorize temporary road closure on section of Summerhill Road, McKillop Ward for aggregate removal 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.
- Temp. Road Closure  
Summerhill Road Aggregate Removal
- Moved** by Larry McGrath and seconded by Robert Fisher:  
BE IT HEREBY RESOLVED that By-Law 92-2013, a by-law to authorize a gravel agreement with abutting landowners to road allowance – Summerhill Pit – aggregate removal, and to repeal By-Law 48-2010, 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.
- Gravel Agreement  
Summerhill Pit
- Moved** by David Blaney and seconded by Les Falconer:  
BE IT HEREBY RESOLVED that By-Law 93-2013, a by-law to authorize a gravel agreement with Lavis Contracting Co. Ltd. to provide compensation for aggregate removed from road allowance – Summerhill Pit, and to repeal By-Law 49-2010, 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.
- Gravel Agreement  
Lavis Contracting  
Summerhill Pit
- Moved** by Frank Stretton and seconded by Joseph Steffler:  
BE IT HEREBY RESOLVED that By-Law 94-2013, 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 Andrew Flowers and seconded by Dianne Diehl:  
The time now being 8:43 p.m.  
That the meeting do now adjourn until November 26<sup>th</sup>, 2013 at 7:00 p.m. Carried.
- Adjournment

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Bernie MacLellan, Mayor

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Brad Knight, CAO/Clerk