

MUNICIPALITY OF HURON EAST COUNCIL MEETING MINUTES**HELD IN THE COUNCIL CHAMBERS, SEAFORTH, ONTARIO****TUESDAY, December 3rd, 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

Councillor David Blaney declared a conflict of interest and refrained from any discussion on agenda item 9.25.5 (baseline sound study) and 17.25.2 to 17.25.5 (by-laws to authorize road use agreements and community vibrancy funds) as he has a financial interest in wind turbine development.

DEPUTATIONS

Derek Dudek, Todd Pridham, Michael Melnychuk, Anne Melady, Gerry Ryan, Tom Melady, Dave Ryan, Brent Cronin, Gary Cronin, Dennis Mueller, David Hemingway, Dennis O'Reilly, Dan Nolan, Rhonda Nolan, Frank Flanagan, Louise Flanagan, Jen Dixon, Scott Dixon, Susan Wheatley, Ashley Ryan, Shawn Ryan, Tom Ryan, Catherine Ryan, Kevin Ryan, Karen Ryan and Carol Ryan were in attendance to hear the proceedings of Council.

7:00 p.m. Jeff Musser, Account Executive – Jardine Lloyd Thompson Canada Inc.

Jeff Musser, Account Executive from Jardine Lloyd Thompson Canada Inc. attended before Council to provide a review of the municipal policy and answer questions or concerns of Council. Mr. Musser provided a detailed summary of the policy and explained the various coverage's provided. CAO/Clerk Brad Knight questioned the deductible limits and whether the Municipality should be looking at raising the deductible limit. Mr. Musser advised that typically only larger municipalities have higher deductibles; however he would obtain pricing on increasing the current \$5,000 deductible to \$10,000.

Moved by Les Falconer and seconded by Andrew Flowers: Renew Insurance
That Council of the Municipality of Huron East accept the Insurance and Risk Policy for 2014
Management Renewal Proposal as submitted by Jardine Lloyd Thompson Canada
Inc. in the amount of \$144,571 for the period January 1st, 2014 to January 1st, 2015. Carried.

COUNCILLORS ISSUES**Seaforth Foodland**

Mayor MacLellan advised the Seaforth Foodland will be holding a grand opening on Friday, December 6th, 2013.

MINUTES OF THE PREVIOUS MEETING

Moved by Larry McGrath and seconded by Bob Fisher: Meeting
That Council of the Municipality of Huron East approve the following Minutes
Council Meeting Minutes as printed, circulated and amended.
a) Special Meeting – November 5th, 2013
b) Regular Meeting – November 19th, 2013
c) Regular Meeting – November 26th, 2013 Carried.

ACCOUNTS PAYABLE

REPORTS & RECOMMENDATIONS OF MUNICIPAL OFFICERS**CAO/Clerk – 2014 Election Process**

CAO/Clerk Brad Knight reviewed his report to Council concerning the 2014 election process. It was noted that West Perth has committed to telephone/internet voting and Central Huron appears to be committed to this system as well and are ready to call an RFP. Central Huron contacted the Municipality several weeks ago to determine interest in participating in their RFP process for vendors. The CAO/Clerk recommended Huron East participate in a joint RFP process with Central Huron for vendors for telephone/internet voting systems for the 2014 municipal election.

Moved by Dianne Diehl and seconded by Frank Stretton:
That Huron East Council participate in a joint RFP process with the Municipality of Central Huron for vendors for telephone/internet voting systems for the 2014 municipal elections. Carried.

RFP Process
Central Huron
Tel/Internet Voting
2014 Election

Moved by Alvin McLellan and seconded by Allison Dekroon:
That Council of the Municipality of Huron East receive the following reports of municipal officers as presented:

Receive
Reports

a) CAO/Clerk

Carried.

CORRESPONDENCE**Ausable Bayfield Conservation Authority (ABCA) – Rain Barrel Blitz**

CAO/Clerk Brad Knight reviewed correspondence received from the ABCA regarding organizing a Rain Barrel Blitz throughout the Main Bayfield watershed. ABCA would assist community groups in hosting their own sales throughout the watershed on the same day. Rainbarrel.ca will assist with the fundraiser and provide all the promotional materials – website, press release, training for the distribution day, etc. The CAO/Clerk suggested groups in the urban areas throughout Huron East could participate in the event. Councillor Falconer will request the Vanastra Recreation Centre Committee to participate and Councillor Fisher will contact the Egmondville Church and Seaforth Lions Club.

Moved by Larry McGrath and seconded by Les Falconer:
WHEREAS Christopher Shawn Maloney and Angela Marie Maloney (the “Applicant”) proposed to construct and operate a rooftop solar installation (the “Project”) on 75543 Hensall Road, Seaforth, Ontario (the “Lands”) in the Municipality of Huron East, Ontario under the Province’s FIT Program;

No Objection
Rooftop Solar
Installation
Christopher
Maloney
Lot 6, Con. 4
HRS, Tuckersmith

AND WHEREAS the Applicant has requested that council of the Municipality of Huron East, Ontario indicate by resolution Council’s support for the construction and operation of the Project on the Property;

AND WHEREAS, pursuant to the FIT Rules, Version 3.0, Applications whose Projects receive the formal support of Local Municipalities will be awarded Priority Points, which may result in the Applicant being offered a FIT Contract prior to other Persons applying for FIT Contracts;

NOW THEREFORE BE IT RESOLVE THAT:

Council of the Municipality of Huron East, Ontario support the construction and operation of the Project on the Lands.

Carried.

UNFINISHED BUSINESS**Councillor Dekroon**

i) **Baseline Noise Study** – Councillor Dekroon advised that the Renewable Energy Approval for the St. Columban Wind project requires a noise audit report, however it can be completed anytime within the first 12 months. Councillor Dekroon suggested the Municipality hire a professional acquisition to complete a baseline noise study prior to and after construction of the turbines to provide a level of protection for residents. Several councillors questioned the usefulness and cost of such a study.

Moved by Allison Dekroon and seconded by Larry McGrath:
That Council of the Municipality of Huron East investigate the cost for a professional acoustician to conduct a sound study pre and post operation and the recommended study locations for the St. Columban Wind Project within 30 days. Carried.

Investigate Cost
Sound Study
Pre-Post Operation
St. Columban Wind

ii) **Municipal Energy Plans** – In response to a previous request from Councillor Dekroon, Council had been provided with information on a Municipal Energy Plan (MEP) designed to help municipalities better understand their community energy needs and opportunities, set goals and develop implementation plans.

The MEP Program provides successful applicants with funding for 50% of eligible costs, up to a maximum of \$90,000 to develop a MEP. Councillor Blaney advised the Federation of Canadian Municipalities is involved with this program and he will obtain additional information for Council.

Councillor Bob Fisher

Councillor Fisher questioned the status of E.D. Smith and if they had been requested or would be making a financial contribution to the Municipality when they closed the plant. Council was advised that the plant was still scheduled to close on December 20th, 2013 and the Mayor advised that from discussions he had with company representatives, that significant funds had been committed to training and employment services for the employees, which included renovations to the office areas on the second floor at the Seaforth arena as a training and resource centre for the employees.

Councillor Fisher also questioned the status of the budget for the Brussels Library renovations and was advised the project is on budget. CAO/Clerk Brad Knight also noted it is anticipated County staff will start moving back into the building the week of January 20th, 2014.

NEW BUSINESS

Councilor Les Falconer – Vanastra BR&E

Councillor Falconer inquired of Economic Development Officer Jan Hawley on the public meeting that was held at the Seaforth Golf Course to present the Community Guidelines and Policy Recommendations as prepared by students at the University of Guelph for the Vanastra Business Retention and Expansion Revitalization Strategies. Councillor Falconer requested an additional meeting be scheduled in Vanastra during the month of January as there was conflicting events on the night of the public meeting and not everyone was able to attend. Economic Development Officer Jan Hawley advised the final report will be presented in January at a facility in Vanastra.

MUNICIPAL DRAINS

TILE DRAINAGE

FINANCIAL REPORT

PLANNING

INFORMATION ITEMS

CLOSED SESSION

BY-LAWS

Moved by Alvin McLellan and seconded by Dianne Diehl:

BE IT HEREBY RESOLVED that leave be given to introduce
By-Law No. 97, 98, 99, 100, 101, 102 and 103 for 2013.

Introduce
By-Laws

By-Law 97-2013 – Authorize Letter of Agreement – Ontario Trillium Foundation
– Vanastra Recreation Centre

By-Law 98-2013 – Authorize Road Use Agreement – Varna Wind Inc.

By-Law 99-2013 – Authorize Road Use Agreement – St. Columban Energy
Limited Partnership

By-Law 100-2013 – Authorize Community Vibrancy Agreement – Varna Wind
Inc.

By-Law 101-2013 – Authorize Community Benefits Fund Agreement – St.
Columban Energy Limited Partnership

By-Law 102-2013 – Authorize Agreement – Ministry of Environment – Source
Water Protection Funding

By-Law 103-2013 – Confirm Council Proceedings

Carried

Moved by Les Falconer and seconded by Larry McGrath:

BE IT HEREBY RESOLVED that By-Law 97 for 2013, a by-law to authorize a
Letter of Agreement with the Ontario Trillium Foundation for the Vanastra
Recreation Centre accessibility and safety enhancements, 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.

Trillium Grant
Vanastra Rec.
Centre

Councillor Dekroon requested the by-laws to authorize road use agreements and community vibrancy funds for the wind turbine projects be deferred to allow time for consultations and deputations to be made as the final draft of the road use agreement was received on Friday.

Councillor Falconer advised the road use agreements have been reviewed and revised numerous times since March by the Administration Committee, Council and the municipal solicitor and suggested that there was no need to defer the agreements.

Mayor MacLellan advised the road use agreements are protection for the municipality and the vibrancy funds are simply an offer by the companies to provide community funding to the Municipality.

Moved by Allison Dekroon and seconded by Larry McGrath:
That Council of the Municipality of Huron East defer By-Laws 98 for 2013, 99 for 2013, 100 for 2013 and 101 for 2013 until the January 7th, 2014 meeting of Council. Defeated.

Defeat Motion
Defer By-Laws

Moved by Allison Dekroon and seconded by Alvin McLellan:
That Council of the Municipality of Huron East give By-Law 98 for 2013 first and second readings only. Defeated.

Defeat Motion
By-Law 98-2013
1st & 2nd readings

Moved by Frank Stretton and seconded by Joseph Steffler:
BE IT HEREBY RESOLVED that By-Law 98-2013, a by-law to authorize a Road Use Agreement with Varna Wind 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 Road
Use Agreement
Varna Wind Inc.

Moved by Alvin McLellan and seconded by Dianne Diehl:
BE IT HEREBY RESOLVED that By-Law 99 for 2013, a by-law to authorize a Road Use Agreement with St. Columban Energy Limited Partnership, be given first, second, third and final readings and signed by the Mayor and Clerk, and the Seal of the Corporation be affixed thereto.

Not Voted
Authorize Road
Use Agreement
St. Columban
Energy

Councillor Dekroon requested to introduce a motion to give By-law 99-2013 two readings only.

Moved by Allison Dekroon and seconded by Larry McGrath:
That Council of the Municipality of Huron East give By-Law 99 for 2013 first and second readings only and final at the December 17th, 2013 meeting of Council. Carried.

1st & 2nd readings
Road Use Agree.
St. Columban
Energy

Moved by Frank Stretton and seconded by Joseph Steffler:
BE IT HEREBY RESOLVED that By-Law 100 for 2013, a by-law to authorize a Community Vibrancy Agreement with Varna Wind 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.

Not Voted
Authorize
Community Fund
Varna Wind Inc.

Councillor Dekroon requested to introduce a motion to give By-law 100-2013 two readings only.

Moved by Allison Dekroon and seconded by Robert Fisher:
That Council of the Municipality of Huron East give By-Law 100 for 2013 first and second readings only with 3rd and final reading at the December 17th, 2013 meeting of Council. Carried.

1st & 2nd readings
Community Fund
Varna Wind Inc.

Moved by David Blaney and seconded by Frank Stretton:
BE IT HEREBY RESOLVED that By-Law 102 for 2013, a by-law to authorize an Agreement with the Ministry of Environment for Source Water Protection Funding, 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
MOE - Source
Water Protection
Funding

Moved by Andrew Flowers and seconded by Les Falconer:
BE IT HEREBY RESOLVED that By-Law 103-2013, 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 Nathan Marshall and seconded by Andrew Flowers:
The time now being 9:25 p.m.
That the meeting do now adjourn until December 17th, 2013 at 7:00 p.m. Carried.

Adjournment

Bernie MacLellan, Mayor

Brad Knight, CAO/Clerk