

**MUNICIPALITY OF HURON EAST COUNCIL MEETING MINUTES**  
**HELD IN THE COUNCIL CHAMBERS, SEAFORTH, ONTARIO**  
**TUESDAY, MAY 20<sup>th</sup>, 2014 – 7:00 P.M.**

**Members Present:** Mayor Bernie MacLellan, Deputy Mayor Joseph Steffler  
 Councillors David Blaney, Frank Stretton, Alvin McLellan,  
 Dianne Diehl, Allison Dekroon, Robert Fisher,  
 Nathan Marshall, Larry McGrath and Les Falconer  
 Councillor Andrew Flowers arrived at 7:30 p.m.

**Members Absent:** nil

**Staff Present:** CAO/Clerk, Brad Knight  
 Finance Manager-Treasurer/Deputy Clerk, Paula Michiels  
 Public Works Coordinator, Barry Mills  
 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 Larry McGrath declared a conflict of interest and refrained from any discussion on the accounts payable since there was an invoice payable to the company he owns.

**DEPUTATIONS**

The following members of public were in attendance for the presentation by Travis Postill and Terry Clark for a donation to the Seaforth Bandshell in memory of Barbara Jean Box-Postill; Marlene Smith, Terry Collings, Tammy Postill, Mary Helen Costello, Pat Postill, Heather MacDonald, Joan Stapleton and Wilma Dill.

Carl Bolton and Marie Bolton were in attendance for the presentation to Art Bolton to honour his Induction into the Ontario Agricultural Hall of Fame.

**7:00 p.m. – Presentation to Art Bolton – Induction into the Ontario Agricultural Hall of Fame**

Mayor MacLellan presented a certificate to Mr. Art Bolton to acknowledge his induction into the Ontario Agricultural Hall of Fame. As stated in a news release by the Ontario Agricultural Hall of Fame Association, to qualify for this prestigious recognition, Inductees must have demonstrated visionary leadership, innovation and entrepreneurship in the advancement of agriculture in Ontario. Art Bolton has left a lasting legacy in managing change and renewal in the Canadian and Ontario seed industry to enable it to grow and prosper on a foundation of excellence.

**7:05 p.m. Avon Maitland District School Board – Update**

Director of Education Ted Doherty and Trustee Robert Hunking attended before Council to provide an update on the Avon Maitland District School Board. Mr. Doherty and Mr. Hunking reviewed a powerpoint presentation with Council and discussed the following topics:

- Our District by the Numbers
- Strategic Plan Progress
- Inclusion
- International Education
- Student Accommodation
- Secondary School Revitalization
- Looking Ahead

**7:20 p.m. Travis Postill and Terry Clark – Donation to Seaforth Bandshell**

Mr. Travis Postill and Ms. Terry Clark attended before Council to recognize and pay tribute to Barbara Jean Box-Postill and her donation in the amount of \$5,000 to the Seaforth Bandshell in memory of Barbara and to honour the Box Family. Ms. Clark provided a summary of the 140 years the Box family name has been associated with the Town of Seaforth and noted that with the death of Barbara Box-Postill last September, it brings a close to this particular chapter. A commemorative plaque will be placed at the Seaforth Bandshell to recognize the Box family and the donation.

**COUNCILLORS ISSUES****MINUTES OF THE PREVIOUS MEETING**

*Moved* by Dianne Diehl and seconded by Frank Stretton:  
That Council of the Municipality of Huron East approve the following  
Council Meeting Minutes as printed and circulated.

Meeting  
Minutes

- a) Special Meeting – May 6<sup>th</sup>, 2014
- b) Regular Meeting – May 6<sup>th</sup>, 2014

Carried.

**ACCOUNTS PAYABLE**

*Moved* by Frank Stretton and seconded by Dianne Diehl:  
That the accounts payable in the amount of \$1,020,918.57 be approved  
for payment. Carried.

**REPORTS & RECOMMENDATIONS OF MUNICIPAL OFFICERS****Chief Building Official – Report**

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

**Finance Manager-Treasurer/Deputy Clerk – Railway Crossings**

Finance Manager-Treasurer/Deputy Clerk Paula Michiels reviewed her report to Council concerning the four water/sewer pipeline railway crossings in Seaforth and the corresponding lease agreements with Goderich-Exeter Railway Company Limited. Council had previously requested that a perpetual license be investigated for these railways and a summary of the current lease agreements was provided. Finance Manager-Treasurer/Deputy Clerk Paula Michiels advised that the following two options were available for Council to consider regarding the four railway crossings.

- a) 10-year license for \$20,000 plus HST, to be re-evaluated after 10 years, or
- b) Perpetual license for \$40,000 plus HST

The net present value of the current lease payments over the next 10 years are estimated at \$56,509. Council were advised that new agreements would be drawn up and executed should the Municipality choose to exercise one of the two options. It was also noted that additional costs would include any legal and/or survey costs associated with the new agreements.

*Moved* by Larry McGrath and seconded by Nathan Marshall:  
That Council of the Municipality of Huron East authorize the utilization of  
\$40,000 plus HST from the Seaforth Water Reserves (\$12,400 +HST) and  
Seaforth Sewer Reserves (\$27,600 +HST) and enter into a perpetual railway  
crossing license for agreements #6849, 64381, 64421 and 69349 with  
Goderich-Exeter Railway Company Limited regarding the respective water/sewer  
pipeline railway crossings in Seaforth. Carried.

Railway  
Crossing  
Agreements  
Utilize Seaforth  
Water/Sewer  
Reserves

**Finance Manger-Treasurer/Deputy Clerk – Ontario Regulation 284/09**

Finance Manager-Treasurer/Deputy Clerk Paula Michiels reviewed her report to Council concerning Ontario Regulation 284/09 which requires Municipalities to acknowledge during the budget process the exclusion of the following:

1. Amortization Expenses
2. Post-Employment Benefit Expenses
3. Solid Waste Landfill Closure and Post-Closure Expenses

The regulation recognizes that these are large expenses for Municipalities and allows for them to be excluded from the annual budget as long as a resolution be adopted stating which of these expenses are excluded from the annual operating budget.

*Moved* by Les Falconer and seconded by Andrew Flowers:  
That Council of the Municipality of Huron East adopt the report on  
Ontario Regulation 284/09 regarding excluded expenses of the  
2014 Budget. Carried.

Adopt Report  
Ont. Reg. 284/09

CAO/Clerk – 2013 Energy Report

CAO/Clerk Brad Knight reviewed the 2013 Energy Report for the Municipality which summarized 2013 energy consumption. Council were advised that the *Green Energy Act* and Ontario Regulation 397/11 required municipalities to prepare an annual energy report on consumption to be filed July 1<sup>st</sup> each year. In addition there is a requirement to complete a Municipal Energy Plan for the July 1<sup>st</sup>, 2014 deadline. A component of a Municipal Energy Plan is to demonstrate initiatives that have been taken to reduce energy consumption, future energy conservation measures and the development of renewable energy sources.

Public Works Coordinator – Audible Traffic Light, Seaforth Ward

Public Works Coordinator Barry Mills reviewed his report to Council concerning incorporating the audible notification to the pedestrian crossing lights during the proposed upgrades to the traffic signal lights at Highway #8 and County Road # 12 in Seaforth. The audible portion of the pedestrian crossing was not budgeted for in the proposed upgrades, however after reviewing the tendered unit prices, it is recommended that Council defer replacement of some additional sections of sidewalk and include the audible notification to bring the crossing up to full accessible standards.

**Moved** by Robert Fisher and seconded by Nathan Marshall:  
That Council of the Municipality of Huron East endorse the County of Huron's proposed upgrades to improve the traffic signal lights at the intersection of Goderich Street (Hwy. 8) and Main Street (County Road 12) in Seaforth; and further that audible notification be incorporated to the pedestrian crossing lights. Carried.

Endorse County  
Upgrades to  
Traffic Lights  
Seaforth

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

Receive  
Reports

- a) Chief Building Official
- b) Finance Manager-Treasurer/Deputy Clerk
- c) CAO/Clerk
- d) Public Works Coordinator

Carried.

**CORRESPONDENCE**

**Moved** by Alvin McLellan and seconded by Dianne Diehl:  
That Ethel Minor Ball Committee, being a committee of the Municipality of Huron East, be authorized to apply for a special occasion permit for a slo-pitch tournament being held on June 20<sup>th</sup>, 21<sup>st</sup> and 22<sup>nd</sup>, 2014 with all proceeds being designated towards the Ethel Minor Ball program and park improvements. Carried.

Ethel Minor  
Ball – SOP  
Slo-Pitch Tourney

**Moved** by Frank Stretton and seconded by Joseph Steffler:  
That Huron East Council request the Ontario Good Roads Association to refund the remaining Huron East share of funds contributed to the Minimum Maintenance Standards litigation fund, the amount being approximately \$462.57. Carried.

OGRA Refund  
Remaining  
MMS Litigation  
Fund

**Moved** by Allison Dekroon and seconded by David Blaney:  
That Council of the Municipality of Huron East support the Municipality of Killarney in their request to the Minister of Municipal Affairs and Housing to consider amending the *Municipal Act* to permit municipalities to hold meetings by using electronic means for Municipal Council, Board and Committee meetings. Carried.

Endorse  
Resolution  
Municipality of  
Killarney

**Moved** by Nathan Marshall and seconded by Allison Dekroon:  
That Correspondence received from Central Algoma Joint Disaster Relief Committee requesting a financial donation be received and filed. Carried.

Central Algoma  
Joint Disaster  
Relief Committee

**UNFINISHED BUSINESS**Surveyors – Wind Projects

Councillor Dekroon advised it has been brought to her attention that land surveyors are working on properties in McKillop Ward and completing work for wind companies at the request of the Municipality. Councillor Dekroon questioned why the Municipality would be requesting the surveys and was advised that the need for survey work is a requirement of the building permit process.

Town Hall Parking Lot Paving

Mayor MacLellan advised Council of a discussion he had with Mr. Pete Klaver, neighbouring property owner to the Town Hall, concerning paving the municipal parking lot. Mr. Klaver advised he intends to have the portion of his property behind the Commercial Hotel adjoining the town hall parking lot paved for outdoor seating and was willing to partner on a paving project. Public Works Coordinator Barry Mills advised estimates are being prepared for paving of Victoria Street and Harpurhey and once the estimates are received they could be shared with Mr. Klaver. Mayor MacLellan suggested that if savings could be realized within the 2014 budget, that Council consider partnering with Mr. Klaver to complete the paving as one complete project. Mayor MacLellan requested Council be given the opportunity to consider any option to complete the paving project once estimates were obtained.

NEW BUSINESSMunicipal Election

Council were given a demonstration on municipal election information that is presently available on the Huron East website. CAO/Clerk Brad Knight also reviewed the online ‘Voter Lookup’ remuneration process and encouraged Councillors to promote it as a means to promote the accuracy of the Voters’ List.

Rail to Rail Trail

Councillor McLellan requested an update on the proposed Huron County Rail Trail as part of the Guelph to Goderich (G2G) rail trail proposal and advised he has been approached by ratepayers expressing concern/opposition to the Trail. Councillor McLellan also noted that there is also opposition to the Trail within Morris-Turnberry, and that the Municipality of Morris-Turnberry had requested an additional meeting with County representatives and questioned if the County would be holding further public meetings.

The Mayor and Deputy-Mayor indicated that County representatives would be willing to meet with any Council or landowner, but also noted that a number of landowners were already using parts of the property as part of their farming operations and should be taken into consideration when evaluating concerns.

MUNICIPAL DRAINSTILE DRAINAGEFINANCIAL REPORTPLANNINGINFORMATION ITEMS

*Moved* by David Blaney and seconded by Frank Stretton:  
That Huron East Council accept the recommendation of the Water & Sewer Committee and advise the County of Huron to proceed with the reconstruction project on Turnberry Street in Brussels. Carried.

Reconstruction  
Project on  
Turnberry Street  
Brussels Ward

*Moved* by Dianne Diehl and seconded by Nathan Marshall:  
That Huron East Council receive the following Board and Committee Meeting Minutes as submitted:

Board/Committee  
Meeting Minutes

- 1) Huron East/Seaforth Community Development Trust – April 3<sup>rd</sup>, 2014
- 2) Huron East Water & Sewer Committee – May 13<sup>th</sup>, 2014

Carried.

CLOSED SESSION

*Moved* by Joseph Steffler and seconded by Frank Stretton:  
That Council of the Municipality of Huron East, pursuant to Section 239 (2) of the *Municipal Act*, adjourn the regular meeting of Council at 9:17 p.m. to go into Closed Session to discuss the following:

Closed Session

- i) 239(2)(c) – proposed or pending acquisition or disposition of land (Part 1, Plan 22R-4730) and proposed acquisition of land for extension of Duke and Centennial Streets, Seaforth Ward)
- ii) 239(2)(e) – litigation or potential litigation (Mid-Huron Landfill Agreement)
- iii) 239(2)(b) – personal matters about an individual (staff)

Carried.

*Moved* by Dianne Diehl and seconded by Larry McGrath:  
That Council of the Municipality of Huron East resumes the regular Council meeting at 9:51 p.m. Carried.

Resume  
Regular Meeting

**BY-LAWS**

*Moved* by David Blaney and seconded by Alvin McLellan:  
BE IT HEREBY RESOLVED that leave be given to introduce  
By-Law No. 32 and 33 for 2014.

Introduce  
By-Laws

By-Law 32-2014 – Amend Property Standards By-Law 39-2001  
By-Law 33-2014 – Confirm Council Proceedings

Carried

*Moved* by Larry McGrath and seconded by Nathan Marshall:  
BE IT HEREBY RESOLVED that By-Law 32 for 2014, a by-law to amend  
Property Standards By-Law 39-2001, 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.

Amend  
Property  
Standards  
By-Law 39-2001

*Moved* by Allison Dekroon and seconded by Les Falconer:  
BE IT HEREBY RESOLVED that By-Law 32 for 2014, 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 Nathan Marshall:  
The time now being 9:57 p.m.  
That the meeting do now adjourn until June 3<sup>rd</sup>, 2014 at 7:00 p.m. Carried.

Adjournment

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Bernie MacLellan, Mayor

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Brad Knight, CAO/Clerk