

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

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

**Members Absent:** Councillors Andrew Flowers

**Staff Present:** CAO/Clerk, Brad Knight  
 Finance Manager-Treasurer/Deputy Clerk, Paula Michiels  
 Executive Assistant, Janice Andrews

**CALL TO ORDER**

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

On behalf of Ben Lobb, M.P. Huron-Bruce, Mayor MacLellan presented to Councillor Larry McGrath a Certificate of Recognition awarded for over 25 years of service as a council representative.

**DISCLOSURE OF ELECTED OFFICIALS – PECUNIARY INTEREST**

**DEPUTATIONS**

The following members of the public were in attendance to hear the discussion on the Huron East Against Turbines delegation: Terry McCarter, Karen Ryan, Gerry Ryan, Joanne Ryan, Jim Ryan, Pat Koehler, Al Koehler, Ken Flanagan, Jen Dixon, Tom Melady, Scott Dixon, Catherine Ryan, Frank Flanagan, Louise Flanagan, Dan Nolan, Rhonda Nolan, Dave Cronin and Dave Ryan.

Kevin Wilbee was in attendance to observe the proceedings of Council.

7:05 p.m. Huron East Against Turbines (HEAT)

HEAT representative Gerry Ryan attended before Council to request Huron East join a coalition and act as an intervenor for the Divisional Court Charter of Rights challenge being held London in November. He noted that the appellants have raised constitutional challenges to the Renewal Energy Approvals (REA) process. Mr. Ryan advised that the cost to joining a coalition of concerned community groups would be between \$2,000 and \$3,000. Mr. Ryan noted that Huron East had raised concerns with the St. Columban Wind Project to the Ministry of the Environment without success and acting as an intervenor with coalition would allow involvement in the appeal and provide an opportunity to have input. Mr. Ryan also stressed that time is of the essence and factums have to be filed with the Court within a few days. Mr. Ryan also referred to a local news article advising that the County of Lambton has approved a \$60,000 budget to apply on behalf of the County to become an intervenor at the Charter challenge.

Council questioned what intervenor status would involve, if other Huron County municipalities been approached, if court costs could be awarded against the Municipality and suggested perhaps a legal opinion should be obtained prior to making a financial commitment. Mr. Ryan questioned if Council would consider discussing the issue with the County of Huron. Mayor MacLellan advised that upon Council direction, he would take the request forward to County Council as the County may be a more appropriate venue than Huron East.

**Moved** by Les Falconer and seconded by Dianne Diehl:  
 That Council of the Municipality of Huron East direct the CAO to seek legal advice on joining the coalition of concerned community groups with respect to the Charter of Rights and Freedom Challenge concerning wind turbines. Carried.

Seek Legal Advice  
 Join Coalition  
 Charter Challenge  
 Wind Turbines

**Moved** by Nathan Marshall and seconded by Alvin McLellan:  
 That Council of the Municipality of Huron East refer the request of HEAT to join the coalition of concerned community groups to the County of Huron for consideration, to be presented at the October 8<sup>th</sup>, 2014 meeting. Carried.

Refer HEAT  
 Request to  
 County of Huron

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

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

- a) Regular Meeting – September 18<sup>th</sup>, 2014

Carried.

**ACCOUNTS PAYABLE****REPORTS & RECOMMENDATIONS OF MUNICIPAL OFFICERS****Finance Manager-Treasurer/Deputy Clerk – 2013 Financial Statements**

Finance Manager-Treasurer/Deputy Clerk Paula Michiels reviewed the audited 2013 financial statements received from Vodden, Bender and Seebach LLP.

*Moved* by Les Falconer and seconded by Dianne Diehl: Accept  
That the 2013 Financial Statements for the Municipality of Huron East 2013 Financial  
be accepted as presented. Carried. Statements

**Finance Manager-Treasurer/Deputy Clerk – 2014 Tax Sale Property – 23 Goderich Street E.**

Finance Manager-Treasurer/Deputy Clerk Paula Michiels reviewed her report providing an update to Council on the 2014 tax sale property located at 23 Goderich Street East, Seaforth Ward. Council were advised that RealTax Recovery Services are conducting the tax sale for this property through a tender process with tenders closing on October 29<sup>th</sup>, 2014. The minimum tender amount is \$69,278.84. If there are no successful tenders received, the outstanding property taxes can be written off under the failed tax sale provisions in the *Municipal Act, 2001 s.354(3)*. The Municipality would then have two years from the failed tax sale date to decide whether to vest the property in their name or attempt another tax sale under s. 379(5)9B0 of the *Municipal Act, 2001*.

**Finance Manager-Treasurer/Deputy Clerk – YTD Summary of Council Conference Expenses**

Finance Manager-Treasurer/Deputy Clerk Paula Michiels reviewed her report concerning the Council Remuneration and Convention Policy. Council were also provided with a copy of the year-to-date summary of council's convention expenses as of September 26<sup>th</sup>, 2014.

**Finance Manager-Treasurer/Deputy Clerk – Brussels Library – Cost to Date**

Finance Manager-Treasurer/Deputy Clerk Paula Michiels reviewed her report providing a detailed breakdown of the Brussels Library renovation costs to date. Funding was in place initially to fund the project at \$866,567. A contract price of \$1,057,700 was received and the total amount budgeted over three years was \$1,150,684. The actual costs to date amount to \$1,020,628 and there are no anticipated major expenses related to completion of this project in 2014.

**CAO/Clerk – Relocation of Tuckersmith Ambulance Station**

CAO/Clerk Brad Knight reviewed his report to Council concerning the relocation of the Tuckersmith ambulance station. A report from Steven Lund, Director of Operations EMS for County of Huron regarding EMS Rapid Response Units and Base Review was also included in the agenda package. The report includes a recommendation to split the Tuckersmith EMS Base and relocate to the Clinton Fire Hall and prepare an RFP to lease/build an EMS Base in Seaforth. Potential locations were viewed at the former Seaforth public works yard, the firehall, SDCC, Seaforth Hospital and the Town Hall. It had been suggested by Municipal staff to County staff that perhaps the rear of the Town Hall property could be considered for a joint use facility. Council were also provided a Planning Evaluation that had been prepared by Planner Claire Dodds for the co-location of public service facilities at the Town Hall.

*Moved* by Nathan Marshall and seconded by Robert Fisher: Express Interest  
That Huron East Council express interest in investigating the concept of a Joint-Use Facility  
joint-use facility with the County of Huron to provide an EMS base from a County of Huron  
facility located on the Huron East Town Hall property. Carried. EMS – Town Hall  
Property

**CAO/Clerk – Queen's Hotel**

CAO/Clerk Brad Knight reviewed his report to Council providing an update on the status of the Queen's Hotel site. Council were advised that a pre-consultation information package has been prepared by County Senior Planner Claire Dodds and will be available for any potential redevelopment of the site.

CAO/Clerk – Dwyer Water Sampling

CAO/Clerk Brad Knight reviewed his report to Council in regards to the water testing procedures at the Walton Landfill Site and the Dwyer residence northwest of the Walton Landfill Site. Council were also provided a summary of sample results to date and an interpretation of the results as provided by Dave Farrish of CH2M HILL, Project Manager for the Walton Landfill Monitoring and Annual Report.

**Moved** by Alvin McLellan and seconded by Dianne Diehl:  
That the CAO/Clerk be directed to send a letter to Joe and Terri Dwyer apologizing for the delay in sending their 2013 well water test results to them in a timely manner; and further that the October 1<sup>st</sup>, 2014 letter from CH2M HILL providing a summary of the results and revised notification protocols be forwarded to the Dwyers. Carried.

Dwyer - Well  
Water Test  
Results

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

Receive  
Reports

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

Carried.

CORRESPONDENCE

**Moved** by Les Falconer and seconded by Larry McGrath:  
That Council of the Municipality of Huron East requests that the Province of Ontario amend the *Fire Protection and Prevention Act, 1997* with respect to salaried firefighters who also work as volunteer firefighters, such that if a person is denied membership in an association of firefighters, is expelled or disciplined by the association or engages in reasonable dissent within the association in connection with this kind of dual role, the association is not permitted to require the employer to refuse to employ the person as a salaried firefighter, terminate his or her employment as a salaried firefighter or refuse to assign the person to fire protection services. Carried.

AMO  
Double Hatter  
Firefighters  
Protection

UNFINISHED BUSINESSNEW BUSINESSCouncillor McLellan – Ethel Harvest Supper

Councillor McLellan advised there will be a Harvest Supper fundraiser for the Ethel Community Hall on October 26<sup>th</sup> and tickets are by advance purchase only.

MUNICIPAL DRAINSTILE DRAINAGEFINANCIAL REPORTPLANNINGINFORMATION ITEMS

**Moved** by Robert Fisher and seconded by Allison Dekroon:  
That Huron East Council receive the following Board and Committee Meeting Minutes as submitted:

Board/Committee  
Meeting Minutes

- 1) Vanastra Recreation Centre Committee – September 9<sup>th</sup>, 2014
- 2) Vanastra Recreation Centre Building & Fundraising Committee – September 9<sup>th</sup>, 2014
- 3) Huron East Water & Sewer Committee – September 16<sup>th</sup>, 2014
- 4) Huron East Health Centre Management Committee – September 15<sup>th</sup>, 2014
- 5) Huron East/Seaforth Community Development Trust – September 3<sup>rd</sup>, 2014

Carried.

CLOSED SESSION

**BY-LAWS**

*Moved* by Dianne Diehl and seconded by Alvin McLellan:

BE IT HEREBY RESOLVED that leave be given to introduce  
By-Law No. 61, 62 and 63 for 2014.

Introduce  
By-Laws

By-Law 61-2014 – Authorize Agreement – Integrated Maintenance and  
Operations Services Inc. Connecting Link Maintenance –  
Highway # 8 – Seaforth Ward

By-Law 62-2014 – Authorize Renewal Lease with Touchstone Therapies at  
Brussels Business & Cultural Centre

By-Law 63-2014 – Confirm Council Proceedings

Carried.

*Moved* by Nathan Marshall and seconded by Robert Fisher:

BE IT HEREBY RESOLVED that By-Law 61 for 2014, a by-law to authorize  
an Agreement with Integrated Maintenance and Operations Services Inc., to  
provide winter maintenance on Connecting Link, Highway 8, 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.

Authorize  
Agreement  
Connecting Link  
Seaforth Ward

*Moved* by Frank Stretton and seconded by David Blaney:

BE IT HEREBY RESOLVED that By-Law 62-2014, a by-law to authorize a  
Renewal Lease with Touchstone Therapies at Brussels Business & Cultural  
Centre, 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 Renewal  
Lease - Touchstone  
Therapies  
BBCC

*Moved* by Larry McGrath and seconded by Les Falconer:

BE IT HEREBY REVOLVED that By-Law 63 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 Nathan Marshall and seconded by Joseph Steffler:

The time now being 9:10 p.m.

That the meeting do now adjourn until October 14<sup>th</sup>, 2014 at 7:00 p.m. Carried.

Adjournment

---

Bernie MacLellan, Mayor

---

Brad Knight, CAO/Clerk