

MUNICIPALITY OF HURON EAST COUNCIL MEETING MINUTES
HELD IN THE COUNCIL CHAMBERS, SEAFORTH, ONTARIO
TUESDAY, MAY 3rd, 2016 – 7:00 P.M.

Members Present: Mayor Bernie MacLellan, Deputy Mayor Joseph Steffler, Councillors David Blaney, Alvin McLellan, John Lowe, Dianne Diehl, Robert Fisher, Nathan Marshall, Kevin Wilbee, Brenda Dalton, Larry McGrath and Raymond Chartrand

Members Absent: nil

Staff Present: CAO/Clerk, Brad Knight
 Finance Manager-Treasurer/Deputy Clerk, Paula Michiels
 Public Works Coordinator, Barry Mills
 BMGCC Facility Manager, Abi Corbett
 VRC Facility Manager, Lissa Berard
 Executive Assistant, Janice Andrews

Cheryl Ryan, Anne Ryan, Edward McClure, Ken Glanville, Betty Glanville, Bill McClure, Sharon McClure, Lorne Glanville, Bonnie Glanville, Mary Kreutzwiser, George Kreutzwiser and Graham Craig attended the meeting to hear the discussion on the Canada Company Road (IPM 2017).

CALL TO ORDER

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

CONFIRMATION OF THE AGENDA

Moved by Raymond Chartrand and seconded by Nathan Marshall: Adopt Agenda
 That the Agenda for the Regular Meeting of Council dated May 3rd, 2016 be adopted as amended to include the following agenda item:
 8.09.8 – Ethel Ball Committee – advising of their slo-pitch tournament on June 24th, 25th and 26th, 2016 and requesting designation as a municipally significant event. Carried.

DISCLOSURE OF PECUNIARY INTEREST

Councillor Dalton declared a pecuniary interest on the following: i) Kirkby Municipal Drain (agenda items 7.09.4 and 15.09.1) as she has family members involved within the drainage assessment and ii) Consent Application B10/16 (agenda items 11.09.1 and 11.09.2 as a family member is requesting the severance.

Councillor Wilbee declared a pecuniary interest on the Wilfred Municipal Drain (agenda items (7.09.4 and 15.09.2) as he has family members involved within the drainage assessment.

Councillor McLellan declared a pecuniary interest on the Petition for Drainage Works by Owners on Lot 22 and 23, Concession 9, Grey Ward (agenda item 10.09.1) as he is a landowner within the proposed watershed.

MINUTES OF PREVIOUS MEETING

Moved by Dianne Diehl and seconded by John Lowe: Meeting Minutes
 That Council of the Municipality of Huron East approve the following Council Meeting Minutes as printed and circulated:
 a) Regular Meeting – April 19th, 2016 Carried.

PUBLIC MEETINGS/HEARINGS AND DELEGATIONS

7:00 p.m. Municipal Property Assessment Corporation (MPAC)

MPAC Account Manager Jennifer Lajoie, attended before Council to provide an update on the 2016 Property Assessment Notice mailings and other MPAC updates. Ms. Lajoie noted that the new assessments will serve as the basis for calculating property taxes for 2017 – 2020. Council were advised that property owners will receive their 2016 property assessment notices as follows:

- 1) Residential Property Owners – starting May 24th
- 2) Farm Property Assessment Notices – mailed October 11th
- 3) Multi-Residential and Business Notices – mailed October 18th

MPAC updates include property values as of January 1st, 2016. If a property owner disagrees with MPAC's assessment or classification, a Request for Reconsideration can be filed up to 120 days from the Issue Date of the Property Assessment Notice. The deadline to file an Request for Reconsideration for Huron East is September 21st, 2016.

7:25 p.m. Branch 'A' of the Ryan Municipal Drain – Engineers' Report

Bill Dietrich, P. Eng. of Dietrich Engineering Limited, attended before Council to review the revised Branch A of Ryan Municipal Drain 2016 Report serving part of Lots 6 to 8, Concession 5 and part of Lot 7, Concession 6, McKillop Ward. It was noted the owner of Manley View Farms Ltd. on Lot 6, Concession 5, sent a letter dated April 7th, 2016 to the Municipality requesting changes to the drainage report that was considered by Council on March 15th, 2016. Council, at the April 19th, 2016 meeting, passed a resolution referring the drainage report back to Dietrich Engineering Limited for changes. The request was to have Option 2 as outlined in the report dated February 22nd, 2016 adopted. Mr. Dietrich gave a summary of his revised report and answered questions of Council and those in attendance at the meeting. The total estimated cost of the Branch A of Ryan Municipal Drain 2016 is \$77,900.

Moved by Brenda Dalton and seconded by Kevin Wilbee:
That Council of the Municipality of Huron East accept the engineers' report on the Branch 'A' of the Ryan Municipal Drain 2016 and designate it as By-Law 27-2016 and the Court of Revision be set for Tuesday, June 7th, 2016 at 7:00 p.m.
Carried.

Engineers
Revised Report
Ryan Drain
Branch A

7:45 p.m. Huron Food Action Network

Nathan Swartz, Food System Coordinator for Huron Food Action Network, attended before Council to present the Huron County Food Report and A Food Charter for Huron County. Mr. Swartz provided a powerpoint presentation describing the community's commitment to cultivating a sustainable local food system for Huron County and beyond. Council were requested to adopt the Food Charter in support of local food system improvements and advised Mr. Swartz the request would be considered later in the meeting.

ACCOUNTS PAYABLE

REPORTS & RECOMMENDATIONS OF MUNICIPAL OFFICERS

Public Works Coordinator – HE-04-2016 – Seaforth Elevated Water Storage Tank Upgrades – Tenders

The following tenders were received before noon on April 20th 2016 and opened by Councillor Larry McGrath, Finance Manager-Treasurer/Deputy Clerk Paula Michiels, Water Operator Shawn Bromley and Richard Anderson of BM Ross and Associates Ltd.

<u>Contractor</u>	<u>Tender (includes HST)</u>
Jacques Daoust Coatings Management Inc. (JDCMI)	\$296,568.50
Heritage Painting Inc.	\$338,734.45
C3 Industrial Services	\$352,339.65
Landmark Municipal Services ULC	\$440,700.00
MacDonald Applicators	\$544,723.28

Moved by David Blaney and seconded by Nathan Marshall:
That Council of the Municipality of Huron East accept the tender of Jacques Daoust Coatings Management Inc. (JDCMI) in the amount of \$247,050.00 plus applicable taxes for Contract HE-04-2016 – upgrades and re-coating of the Seaforth Elevated Water Storage Tank. Carried.

Accept Tender
HE-04-2016
Seaforth Water
Tower Upgrades

Public Works Coordinator – HE-05-2016 – Sills Street Reconstruction – Tenders

The following tenders were received before 3:00 pm on April 27th, 2016 and opened by Deputy Mayor Joseph Steffler, Councillor David Blaney, Finance Manager-Treasurer/Deputy Clerk Paula Michiels, Public Works Coordinator Barry Mills and Dennis Elliott of BM Ross and Associates Ltd.

<u>Contractor</u>	<u>Tender (includes HST)</u>
Kurtis Smith Excavating	\$888,180.00
Lavis Contracting Co. Ltd.	\$881,826.18
Omega Contractors Inc.	\$972,887.98

Moved by Nathan Marshall and seconded by Robert Fisher:
That Council of the Municipality of Huron East accept the tender of Lavis Contracting Co. Ltd. in the amount of \$780,377.15 plus applicable taxes for Contract HE-05-2016, Project 14251 – reconstruction of Sills Street, Seaforth Ward. Carried.

Accept Tender
HE-05-2016
Sills Street
Reconstruction

Public Works Coordinator – IPM 2017 – Canada Company Road

Public Works Coordinator Barry Mills provided Council with an update on the progress to date on improvements to the Canada Company Road in preparation for the 2017 International Plowing Match. He advised that he has had a number of meetings with the IPM Executive Committee and based on their traffic and parking requirements, that Huron East staff were upgrading the road in preparation for the event. He further advised that Council will be updated regularly on the progress and costs being incurred

Finance Manager-Treasurer/Deputy Clerk – Kirkby Municipal Drain and Wilfred Municipal Drain – Tenders

The following tenders were received before noon on April 28th, 2016 and opened by Deputy Mayor Joseph Steffler and Finance Manager-Treasurer/Deputy Clerk Paula Michiels.

Kirkby Municipal Drain

<u>Contractor</u>	<u>Tender (excluding HST)</u>
VanDriel Excavating Inc.	\$96,755.93
Marquardt Farm Drainage Ltd.	\$73,937.00
VanBree Drainage & Bulldozing Ltd.	\$87,400.00
A.G.Hayter Contracting Ltd.	\$85,800.00
Robinson Farm Drainage Ltd.	\$95,900.00

Moved by Kevin Wilbee and seconded by Dianne Diehl: Accept Tender
Kirkby Drain
That Council of the Municipality of Huron East accept the tender of Marquardt Farm Drainage Ltd. in the amount of \$73,937.00 plus applicable taxes for the construction of the Kirkby Municipal Drain 2016. Carried.

Wilfred Municipal Drain

<u>Contractor</u>	<u>Tender (excluding HST)</u>
VanDriel Excavating Inc.	\$119,078.69
Marquardt Farm Drainage Ltd.	\$88,723.00
VanBree Drainage & Bulldozing Ltd.	\$103,635.00
A.G.Hayter Contracting Ltd.	\$103,815.00
Robinson Farm Drainage Ltd.	\$121,400.00

Moved by Brenda Dalton and seconded by Alvin McLellan: Accept Tender
Wilfred Drain
That Council of the Municipality of Huron East accept the tender of Marquardt Farm Drainage Ltd. in the amount of \$88,723.00 plus applicable taxes for the construction of the Wilfred Municipal Drain 2016. Carried.

Finance Manager-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 Raymond Chartrand and seconded by Larry McGrath: Adopt Report
Ong. Reg.
284/09
That Council of the Municipality of Huron East adopt the report on the Ontario Regulation 284/09 regarding excluded expenses of the 2016 Budget. Carried.

CAO/Clerk – Municipal Funding of Recreation Centres

CAO/Clerk Brad Knight reviewed his report to Council concerning municipal funding of recreation centres. The CAO noted that statistical data from the 2013 FIR analysis in the 2015 Service Review had been utilized and that staff had expanded the analysis to compare the level of municipal operational funding of major recreation centres in Huron and Perth counties. From the 2016 data from 16 facilities in Huron and Perth County, it had been determined that the average municipal support levy per facility was \$300,432 (the three Huron East facilities ranged from \$179,310 to \$219, 203) and the average own source revenue per facility was \$263,652 with the three Huron East facilities ranging from \$197,600 to \$280,330.

Council acknowledged there had been significant debate and concern expressed over operating costs of the facilities during the budget process and that the discussions had raised concerns within the general public about controlling costs, increasing usage, etc. Councillor Blaney suggested that it may be beneficial to engage a OMAFRA facilitator in a strategic planning exercise for recreation services.

Moved by Nathan Marshall and seconded by Raymond Chartrand:
That Huron East Council receive the following Reports of Municipal Officers as presented:

- 1) Public Works Coordinator
- 2) Finance Manager-Treasurer/Deputy Clerk
- 3) CAO/Clerk

Receive
Municipal
Reports

Carried.

Mayor MacLellan – Municipal Services

Mayor MacLellan advised he had a joint meeting with the Mayors of the Municipality of Bluewater and Municipality of Central Huron on April 30th to discuss some ideas about the shared services presentation from North Huron and Morris Turnberry at the Municipal Officers meeting on April 27th. Mayor MacLellan requested Council approval a next step meeting that would include the three Mayors and the three CAO's to discuss any possible areas to share services and reduce costs. Council had no objection to the request of the Mayor that an additional meeting be held with the Mayors and CAOs of the three municipalities.

CORRESPONDENCE

Moved by Raymond Chartrand and seconded by Dianne Diehl:
That Council of the Municipality of Huron East endorse the resolution of the Township of North Stormont concerning the proposal to expand natural gas services and make it available to all of Eastern Ontario rural areas. Carried.

Endorse
Resolution
Township of
North Stormont

Moved by Kevin Wilbee and seconded by John Lowe:
That Council of the Municipality of Huron East support Bill 158, *Saving the Girl Next Door Act, 2016*, support MPP Laurie Scott's motion for a multi-jurisdictional and coordinated task force of law enforcement agencies, Crown prosecutors, judges, victims' services and frontline agencies. Carried.

Support Bill 158
*Saving the Girl
Next Door Act,
2016*

Moved by Raymond Chartrand and seconded by Nathan Marshall:
That Council note and file resolutions from the Township of North Frontenac and Municipality of Dutton Dunwich concerning the Independent Electrical System Operator process used to award renewable energy contracts. Carried.

Note & File
Resolutions
Township of
North Frontenac
Municipality of
Dutton Dunwich

Moved by John Lowe and seconded by Dianne Diehl:
That Council of the Municipality of Huron East note and file correspondence received from the Township of South Frontenac requesting implementation of legislation that would provide authorities with ability to enforce the "No Wake" restrictions on Ontario's navigable waters. Carried.

Note & File
Township of
South Frontenac

Moved by Larry McGrath and seconded by Robert Fisher:
That Council of the Municipality of Huron East endorse correspondence received from the Township of South Frontenac calling on the Provincial government to regulate successful proponents of green energy projects to be responsible to pay the municipality associated costs to both infrastructure and operations commonly known as a Community Vibrancy Fund. Carried.

Endorse
Correspondence
Township of
South Frontenac

Moved by Raymond Chartrand and seconded by Nathan Marshall:
That Council of the Municipality of Huron East authorize a financial donation in the amount of \$40.00 towards the Citizenship Awards at Huron Centennial School on a yearly basis. Carried.

Financial
Donation
Huron Centennial
School

Moved by Dianne Diehl and seconded by Alvin McLellan:
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 24th, 25th and 26th, 2016 with all proceeds being designated towards the Ethel Minor Ball program and park improvements. Carried.

Ethel Minor
Ball SOP
Authorized

UNFINISHED BUSINESS**MUNICIPAL DRAINS**

Moved by Dianne Diehl and seconded by Brenda Dalton: Petition for
That Council of the Municipality of Huron East accept the Petition for Drainage Works Drainage Works
by Owners on Lot 22 and 23, Concession 9, Grey Ward, and appoint GM Blueplan, Lot 22,23 Con. 9
Consulting Engineers, to prepare a report 30 days after notification to the Conservation Grey Ward
Authority. Carried.

Moved by Alvin McLellan and seconded by Brenda Dalton: Request for
That Council of the Municipality of Huron East accept the Notice of Request for Drain Drain Improve.
Improvement on the Carron Municipal Drain on Lot 18, Concession 3, McKillop Ward Carron Drain
and appoint Dietrich Engineering Limited, Consulting Engineers, to prepare a report
30 days after notification to the Conservation Authority. Carried.

Moved by Larry McGrath and seconded by Raymond Chartrand: Request for
That Council of the Municipality of Huron East accept the Notice of Request for Drain Drain Improve.
Improvement on the Papple Municipal Drain on Part Park Lot 7, Plan 237 Tuckersmith Papple Drain
Ward, and appoint Associate Engineering, Consulting Engineers, to prepare a report
30 days after notification to the Conservation Authority. Carried.

PLANNING

Moved by Kevin Wilbee and seconded by Dianne Diehl: No Objection
That Council of the Municipality of Huron East acknowledge the report of Huron Severance B10/16
County Planner Claire Dodds and has no objection to the severance application (B10/16) Dalton Farms Ltd.
of DJ Dalton Farms Ltd. and Darrell Dalton on Lot 17, Concession 7, McKillop Ward,
provided the following conditions are met:
i) that the severed and retained lands be rezoned to AG4 and AG2 respectively
ii) that \$500 be paid to the Municipality as cash-in-lieu of parkland
iii) that Section 65 of the *Drainage Act* be addressed to the satisfaction of the Municipality.
Carried.

COUNCIL REPORTS**Canada Company Road**

Councillor Dalton advised the residents on the Canada Company Road were in attendance concerning Canada Company Road at the meeting and suggested Council authorize the delegation.

Moved by Brenda Dalton and seconded by David Blaney: Authorize
That Council of the Municipality of Huron East authorize a delegation by Delegation
residents on the Canada Company Road regarding the condition of Canada Canada Co. Rd.
Company Road. Carried.

Cheryl Ryan, on behalf of the residents of Canada Company Road, attended before Council to request an upgrade and paving of the 2 ½ mile stretch from County Road 12 to Division Line. Ms. Ryan advised this is the last concession to be paved in McKillop Ward and was left behind at the time of amalgamation. With the heightened focus on this road due to the upcoming 2017 International Plowing Match, residents questioned why Council would not take the opportunity to complete the upgrades.

Council requested the Public Works Coordinator investigate the request and provide further information to Council prior to a decision being made.

Recreation Facilities

Councillor Lowe suggested direction be given to proceed with a strategic planning exercise for the recreation facilities.

Moved by David Blaney and seconded by John Lowe: Strategic
That Council of the Municipality of Huron East authorize staff to contract Planning Exercise
Vicki Lass, OMFRA to assist staff and recreation committees with a strategic Rec. Facilities
planning exercise for the recreation facilities. Carried.

INFORMATION ITEMS

Moved by John Lowe and seconded by David Blaney:
That Huron East Council receive the following Board and Committee Meeting Minutes as submitted:

- 1) Vanastra Recreation Centre Committee – April 12th, 2016
- 2) Huron East Economic Development Committee – December 22nd, 2015
- 3) Winthrop Community Centre Committee – April 9th, 2016

Carried.

Board/Committee
Meeting Minutes

OTHER BUSINESS

Moved by Joseph Steffler and seconded by John Lowe:
That Council of the Municipality of Huron East adopt the Huron County Food Charter as prepared by Huron Food Action Network in an effort to cultivate a sustainable, local food system to nourish all people of Huron County and beyond.
Carried.

Adopt Huron
County Food
Charter

BY-LAWS

Moved by Alvin McLellan and seconded by Raymond Chartrand:
BE IT HEREBY RESOLVED that leave be given to introduce
By-Laws No. 18, 19, 26, 27 and 28 for 2016.

Introduce
By-Laws

By-Law 18-2016 – Kirkby Municipal Drain 2016 (3rd reading)

By-Law 19-2016 – Wilfred Municipal Drain 2016 (3rd reading)

By-Law 26-2016 – Authorize Acquisition – JL McCutcheon Motors Ltd. Part Lot 104, Part Lot 105, Part Lot 124, Plan 192, Parts 1 – 4, 22R1332, Brussels Ward

By-Law 27-2016 – Branch A of Ryan Municipal Drain 2016 and to repeal By-Law 20-2016 (1st and 2nd readings)

By-Law 28-2016 – Confirm Council Proceedings

Carried.

Moved by Kevin Wilbee and seconded by Larry McGrath:
BE IT HEREBY RESOLVED that By-Law 18 for 2016, a by-law to provide for the borrowing on the credit of the Municipality the sum of \$174,100 for completion of the Kirkby Municipal Drain 2016, be given third and final readings and signed by the Mayor and Clerk, and the Seal of the Corporation be affixed thereto. Carried.

Kirkby Drain
3rd reading

Moved by Brenda Dalton and seconded by Alvin McLellan:
BE IT HEREBY RESOLVED that By-Law 19-2016, a by-law to provide for the borrowing on the credit of the Municipality the sum of \$177,500 for completion of the Wilfred Municipal Drain 2016, be given third and final reading and signed by the Mayor and Clerk, and the Seal of the Corporation be affixed thereto. Carried.

Wilfred Drain
3rd reading

Moved by John Lowe and seconded by David Blaney:
BE IT HEREBY RESOLVED that By-Law 26 for 2016, a by-law to authorize the acquisition of Part Lot 104, Part Lot 105, Part Lot 124, Plan 192, Parts 1 – 4, 22R1332, Brussels 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.

Acquisition
Pt. Lots 104, 105
Pt. Lot 124
Plan 192, Brussels

Moved by Alvin McLellan and seconded by Brenda Dalton:
BE IT HEREBY RESOLVED that By-Law 27-2016, a by-law to provide for borrowing on the credit of the Municipality the sum of \$77,900 for completion of the Branch A of the Ryan Municipal Drain 2016 be given first and second readings. Carried.

Ryan Drain
1st & 2nd readings

CLOSED SESSION AND REPORTING OUT

Moved by Raymond Chartrand and seconded by Nathan Marshall:
That Council of the Municipality of Huron East, pursuant to Section 239(2) of the *Municipal Act*, adjourn the regular meeting of Council at 9:52 p.m. to go into Closed Session to discuss the following:

- i) 239(2)(c) – proposed disposition of land

CAO/Clerk Brad Knight and Deputy Clerk Paula Michiels shall remain for the Closed Session.

Carried.

Closed Session

Moved by Dianne Diehl and seconded by Alvin McLellan:
That Council of the Municipality of Huron East resumes the regular Council meeting at 10:22 p.m. Carried.

Resume regular
Council Meeting

Mayor MacLellan reported out from the Closed Session that Council had discussed the disposition of land and direction was given to proceed as follows:

Moved by Dianne Diehl and seconded by John Lowe:
That Council of the Municipality of Huron East, pursuant to the requirements of By-Law 62-2013, declare the Brussels Business & Cultural Centre surplus and that an RFP process be initiated for the sale of the property. Carried.

Declare Surplus
Brussels Business
Cultural Centre
RFP Process
be initiated

CONFIRMATORY BY-LAW

Moved by Larry McGrath and seconded by Joseph Steffler:
BE IT HEREBY RESOLVED that By-Law 28 for 2016, 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 Raymond Chartrand:
The time now being 10:25 p.m.
That the meeting do now adjourn until May 17th, 2016 at 7:00 p.m. Carried.

Adjournment

Bernie MacLellan, Mayor

Brad Knight, CAO/Clerk