

MUNICIPALITY OF HURON EAST COUNCIL MEETING MINUTES
HELD IN THE COUNCIL CHAMBERS, SEAFORTH, ONTARIO
TUESDAY, JULY 11th, 2017 – 7:00 P.M.

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

Members Absent: nil

Staff Present: CAO/Clerk, Brad Knight
 Finance Manager-Treasurer/Deputy Clerk, Paula Michiels
 Deputy Clerk, Mark Gilpin
 Public Works Coordinator, Barry Mills
 Fire Chief/CEMC, Marty Bedard
 Economic Development Officer, Jan Hawley

CALL TO ORDER

Mayor Bernie 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 July 11th, 2017 be circulated. Carried.

DISCLOSURE OF PECUNIARY INTEREST

DEPUTATIONS

Herman Terpstra was in attendance to hear the discussion on the Sanders Municipal Drain Engineer's Report presentation by GM BluePlan Engineering Limited. Al Hogarth, John McGregor, Rick & Barb Dalrymple were in attendance to hear the discussion on the Elgie Engineer's Report presentation by Burnside Engineering. Katrin Godkin was in attendance to hear the discussion on the Planning Reports being presented by Claire Dodds.

MINUTES OF PREVIOUS MEETING

Moved by Nathan Marshall and seconded by Raymond Chartrand: Meeting Minutes
 That Council of the Municipality of Huron East approve the following Council Meeting Minutes as printed and circulated:
 a) Regular Meeting – June 20th, 2017 Carried.

PUBLIC MEETINGS/HEARINGS AND DELEGATIONS

7:05 p.m. Public Meeting – Zoning By-Law Amendment

Moved by Dianne Diehl and seconded by John Lowe: Adjourn to
Public Meeting
 That the regular meeting of Council be adjourned for the public meeting for By-Law 61-2017. Carried.

Council reconvened the regular meeting at 7:12 p.m.

7:15 p.m. Engineers' Report – Bruce Drain

Matt Ash, of GMBLuePlan Engineering Limited, attended before Council to review the Bruce Municipal Drain 2017 Report serving part of Lots 12 to 14, Concessions 16, 17 and 18, Grey Ward. Mr. Ash provided a summary of his report and answered questions of Council and those in attendance at the meeting. The total estimated cost of the Bruce Municipal Drain 2017 is \$172,600.

Moved by Raymond Chartrand and seconded by Larry McGrath: Engineers Report
Bruce Drain
 That Council of the Municipality of Huron East accept the engineers' report on the Bruce Municipal Drain 2017 and designate it as By-Law 58-2017 and the Court of Revision be set for Tuesday, August 8th, 2017 at 7:00 p.m. Carried.

7:15 p.m. Engineers' Report – Sanders Municipal Drain 2017

Matt Ash, of GM BluePlan Engineering Limited, attended before Council to review the Sanders Municipal Drain 2017 Report serving Lots 21 to 24, Concessions 9 and 10, Grey Ward. Mr. Ash provided a summary of his report and answered questions of Council and those in attendance at the meeting. The total estimated cost of the Sanders Municipal Drain 2017 is \$234,050.

Moved by Dianne Diehl and Seconded by Alvin McLellan: Engineers Report
Sanders Drain
That Council of the Municipality of Huron East accept the engineers' report on the Sanders Municipal Drain 2017 and designate it as By-Law 57-2017 and the Court of Revision be set for Tuesday, August 8th, 2017 at 7:00 p.m. Carried.

7:30 p.m. Engineers' Report – Elgie Drainage Works 'A' Drain Improvement

Tom Pridham, P. Eng. of R. J. Burnside & Associates Limited, attended before Council to review the Elgie Drainage Works 'A' Drain Improvement 2017 Report serving part of Lots 3 to 7, Concessions 9, 10 and 11, Tuckersmith Ward. Mr. Pridham provided a summary of his report and answered questions of Council and those in attendance at the meeting. The total estimated cost of the Elgie Drainage Works 'A' Drain Improvement 2017 is \$80,000.

Moved by Raymond Chartrand and seconded by Larry McGrath: Engineers Report
Elgie Drain
That Council of the Municipality of Huron East accept the engineers' report on the Elgie Drainage Works "A" Drain Improvement and designate it as By-Law 59-2017 and the Court of Revision be set for Tuesday, August 8th, 2017 at 7:00 p.m. Carried.

ACCOUNTS PAYABLE**REPORTS & RECOMMENDATIONS OF MUNICIPAL OFFICERS**CAO/Clerk – Acknowledgement Agreement – St. Columban Wind LP Inc.

The CAO indicated that the sale of the St. Columban wind project had changed from an equity purchase to an asset purchase and solicitors involved in the transaction has requested a reviewed acknowledgment agreement (By-law 62-2017) which now named BluEarth Renewables in the agreement. He noted that the acknowledgment agreement was a requirement of the road user agreement, but that St. Columban Wind had also provided an acknowledgment agreement agreeing to be bound by the provisions of the community benefits agreement.

Fire Chief/CEMC – 2016 Annual Report

Fire Chief/CEMC Marty Bedard reviewed the 2016 Annual Report for the Huron East Fire Department.

Moved by Larry McGrath and seconded by Raymond Chartrand: 2017 Annual
Report - Fire
Department
That Huron East Council accept the 2016 annual report for the Huron East Fire Department. Carried.

Finance Manager-Treasurer/Deputy Clerk – 2016 Financial Statements

Finance Manager-Treasurer/Deputy Clerk Paula Michiels reviewed the audited 2016 financial statements received from Vodden, Bender and Seebach LLP.

Moved by David Blaney and seconded by Dianne Diehl: 2016
Financial
Statements
That the 2016 Financial Statements for the Municipality of Huron East be accepted as presented. Carried.

Finance Manager-Treasurer/Deputy Clerk – Tax Rate Comparison

Finance Manager-Treasurer/Deputy Clerk Paula Michiels reviewed her report to Council providing a tax rate comparison of the municipalities within Huron County.

Public Works Manager – IPM Planning/Preparation/Participation

Public Works Manager Barry Mills reviewed his report to Council concerning services to be provided by the Municipality for the 2017 International Plowing Match.

Moved by Kevin Wilbee and seconded by Joseph Steffler:
That Huron East Council authorize the Public Works Manager to utilize equipment and staffing as required for the 2017 International Plowing Match, from the perspective of being the host municipality with equipment and resources in close proximity to the site. Carried.

Equipment/Staff
2017 IPM

Moved by Nathan Marshall and seconded by Brenda Dalton:
Huron East Council receive the following Reports of Municipal Officers as presented:

Receive
Municipal
Reports

- 1) CAO/Clerk
- 2) Fire Chief/CEMC
- 3) Finance Manager-Treasurer/Deputy Clerk
- 4) Public Works Manager

Carried.

CORRESPONDENCE

Moved by David Blaney and seconded by Alvin McLellan:
That the resolution received from the Town of New Tecumseth concerning the Ontario Government insisting that all bills from companies supplying products derived from carbon based fuels to Ontario residents show the carbon fee/tax on a separate line of the bill be received and filed. Carried.

Note & File
Resolution
Town of New
Tecumseth

Moved by Raymond Chartrand and seconded by Nathan Marshall:
That Council of the Municipality of Huron East endorse the position of Conservation Ontario with respect to requesting the Province of Ontario to increase funding to Conservation Authorities and the Ministry of Natural Resources and Forestry. Carried.

Endorse
Position of
Conservation
Ontario

Moved by Kevin Wilbee and seconded by Nathan Marshall:
That Council of the Municipality of Huron East strongly endorse the position of the Rural Ontario Municipal Association (ROMA) with respect to its concerns with the proposed Municipal Asset Management Planning Regulation (posted on the Environmental Registry as 013-0551), specifically that the regulation;

Endorse
Position of
ROMA
Municipal Asset
Management
Planning Reg.

- i) Is overly prescriptive;
- ii) Does not reflect the principle that municipal governments are responsible;
- iii) Incrementally increases engineering costs;
- iv) Will cause undo fiscal resource strain on municipalities in an increasingly burdensome regulatory environment;

AND THAT, this resolution be sent to the Minister of Infrastructure, AMO, and our Huron-Bruce MPP Lisa M. Thompson. Carried.

UNFINISHED BUSINESS

MUNICIPAL DRAINS

Moved by Larry McGrath and seconded by Raymond Chartrand:
That Huron East Council accept the Notice of Request for Drain Improvement on the Haney Municipal Drain – Lot 6, Concession 3, Tuckersmith Ward, and appoint Burnside Engineering Limited to prepare a report 30 days after notification to the Conservation Authority. Carried.

Request for
Drain
Improvement
Haney Drain

PLANNING

Moved by Brenda Dalton and seconded by Kevin Wilbee:
That Council of the Municipality of Huron East acknowledge the report of the Huron County Planner Claire Dodds and has no objection to the severance application B34/17, Wilma Farms Canada Ltd., Part Lot 18, Concession 13, McKillop Ward, provided the following conditions are met:

- i) That Section 65 of the Drainage Act be addressed to the satisfaction of the Municipality

No Objection
Consent B34/17
Wilma Farms

Carried

Moved by Kevin Wilbee and seconded by Brenda Dalton: No Objection
 That Council of the Municipality of Huron East acknowledge the report of the Consent B35/17
 Huron County Planner Claire Dodds and has no objection to the severance Godkin
 application B35/17, Katrin Godkin, Part Lots 18 & 19, Concession 13, McKillop Ward,
 provided the following conditions are met:
 i) That \$500 be paid to the Municipality as cash-in-lieu of parkland
 ii) That Section 65 of the Drainage Act be addressed to the satisfaction of the Municipality
 Carried.

Moved by Nathan Marshall and seconded by Robert Fisher: No Objection
 That Council of the Municipality of Huron East acknowledge the report of the Consent B48/17
 Huron County Planner Claire Dodds and has no objection to severance Zulk Enterprises
 application B48/17, Zulk Enterprises, Part Lot 27, Plan 407, Seaforth Ward. Carried.

COUNCIL REPORTS

Seaforth Summerfest

Several Councillors advised of the Seaforth Summerfest being held in downtown Seaforth on Friday, July 14th, 2017. It was noted that along with the festivities on the Main Street, a BBQ will be held at the Legion and a street dance at the Seaforth & District Community Centres.

Councillor Dalton – Winthrop Ball Park Fundraiser

Councillor Dalton advised a successful BBQ fundraiser was held at the Winthrop Ball Park on July 5th, 2017.

Notice of Motions

1) **Brussels Fire Representatives**

Moved by Raymond Chartrand and seconded by Brenda Dalton: Appoint Reps
 That Councillors John Lowe and David Blaney be appointed as the Huron East Brussels Fire
 representatives to the Brussels Fire Area Protection Committee. Carried. Area Protection

2) **Natural Gas Expansion – Walton**

Moved by Kevin Wilbee and seconded by Brenda Dalton: Support
THAT WHEREAS access to natural gas infrastructure is limited in parts of the Application
 Municipality of Huron East and increased access will provide more affordable and Natural Gas
 reliable energy; Grant Program
AND WHEREAS expanding access to natural gas within the Municipality of Extend Gas to
 Huron East is a key strategic priority supported by council; Service Walton
AND WHEREAS access to natural gas for residents, farms and business will provide
 an economic advantage;
AND WHEREAS natural gas access can provide residents on higher-emitting fuels
 with a lower carbon energy source that will help reduce greenhouse gas emissions;
AND WHEREAS the Municipality of Morris-Turnberry is supporting an application
 submitted by a natural gas distributor or supplier to the Government of Ontario, for a
 grant from the provincial Natural Gas Grant Program, to expand the natural gas system
 to service Walton and the Municipality of Morris-Turnberry has requested support of the
 application from the Municipality of Huron East;
AND WHEREAS there are a number of residences and business on the Huron East side
 of the boundary in Walton that would benefit from an extension of natural gas to the
 community of Walton;
THEREFORE BE IT RESOLVED that the Council of the Municipality of Huron East
 formally support an application submitted by a natural gas distributor or supplier to the
 Government of Ontario, for a grant from the provincial Natural Gas Grant Program, to
 expand the natural gas system to service Walton; and
THAT Council supports making a financial contribution towards the proposed project
 in an amount equivalent to the property tax that would be recovered on the new natural
 gas infrastructure for a period of at least 10 years as per the natural gas grant program
 requirements;
THAT a copy of this resolution be forwarded along with the application to Ontario's
 Natural Gas Grant Program.

Carried.

INFORMATION ITEMS

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

Meeting Minutes

- 1) Seaforth & District Community Centres Management Committee – June 8th, 2017
Carried.

OTHER BUSINESS**BY-LAWS**

Moved by Larry McGrath and seconded by Raymond Chartrand:
BE IT HEREBY RESOLVED that leave be given to introduce
By-Laws No. 57, 58, 59, 60, 61, 62 and 63 for 2017.

Introduce
By-Laws

By-Law 57-2017 – Sanders Municipal Drain (1st and 2nd readings)

By-Law 58-2017 – Bruce Municipal Drain (1st and 2nd readings)

By-Law 59-2017 – Elgie Drainage Works ‘A’ Drain Improvement (1st and 2nd readings)

By-Law 60-2017 – Kager Acres Drainage Works – Actual Costs

By-Law 61-2017 – Zoning Amendment – Part Lot 31, RP 22R-4955, Part 2, and Part Lot 31, RP
22R-4955 Part of Part 1, save and except Part 2 on 22R-5539, Concession 16,
Grey Ward (Moncrieff Hall and Ball Park)

By-Law 62-2017 – Acknowledge Agreement with St. Columban Wind LP and the Royal Bank of
Canada

By-Law 63-2017 – Confirm Council Proceedings

Carried.

Moved by Nathan Marshall and seconded by Raymond Chartrand:
BE IT HEREBY RESOLVED that By-Law 57 for 2017, a by-law to authorize
borrowing on the credit of the Municipality for completion of the Sanders
Municipal Drain 2017, be given first and second readings. Carried.

Sanders
Municipal Drain
1st & 2nd Readings

Moved by Kevin Wilbee and seconded by Dianne Diehl:
BE IT HEREBY RESOVLED that By-Law 58 for 2017, a by-law to authorize
borrowing on the credit of the Municipality for completion of the Bruce
Municipal Drain 2017, be given first and second readings. Carried.

Bruce
Municipal Drain
1st & 2nd Readings

Moved by Larry McGrath and seconded by Raymond Chartrand:
BE IT HEREBY RESOLVED that By-Law 59 for 2017, a by-law to authorize
borrowing on the credit of the Municipality for completion of the Elgie Drainage
Works ‘A’ Drain Improvement, be given first and second readings. Carried.

Elgie Drainage
1st & 2nd Readings

Moved by Brenda Dalton and seconded by Raymond Chartrand:
BE IT HEREBY RESOLVED that By-Law 60 for 2017, a by-law to provide for
the actual costs in the amount of \$197,500.00 to complete the Kager Acres Drainage
Works 2016, 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.

Actual Costs
Kager Acres
Drainage Works

Moved by John Lowe and seconded by David Blaney:
BE IT HEREBY RESOLVED that By-Law 61 for 2017, a by-law to amend the
zoning on Part Lot 31, RP 22R-4955 Part 2, and Part Lot 31, RP 22R-4955 Part of
Part 1, save and except Part 2 on 22R-5539, Concession 16, Municipality of Huron
East (Grey 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.

Zoning
Amendment
Moncrieff Hall
and Ball Park

Moved by Joseph Steffler and seconded by John Lowe:
BE IT HEREBY RESOLVED that By-Law 62 for 2017, a by-law to repeal
By-Law 49-2017 and to authorize an Acknowledgement Agreement with
St. Columban Wind LP and the Royal Bank of Canada, 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.

Acknowledgement
Agreement
St.ColumbanWind
and Royal Bank

CLOSED SESSION AND REPORTING OUT

CONFIRMATORY BY-LAW

Moved by Brenda Dalton and seconded by Nathan Marshall:
BE IT HEREBY RESOLVED that By-Law 63 for 2017, a by-law to confirm the proceedings of Council, be given first, second, third and final readings and signed by the Mayor and the Clerk, and the Seal of the Corporation be affixed thereto.
Carried.

Confirm
Council
Proceedings

ADJOURNMENT

Moved by Alvin McLellan and seconded by Brenda Dalton:
The time now being 8:58 p.m.
That the meeting do adjourn until July 25th, 2017 at 7:00 p.m. Carried.

Adjournment

Bernie MacLellan, Mayor

Brad Knight, CAO/Clerk