

MUNICIPALITY OF HURON EAST COUNCIL MEETING MINUTES
HELD IN THE COUNCIL CHAMBERS, SEAFORTH, ONTARIO
TUESDAY, MAY 15th, 2018 – 7:00 P.M.

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

Members Absent: Councillor Kevin Wilbee

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

Joan Chesney and Bill Chesney attended the meeting to hear the discussion on the Court of Revision for the Henderson Municipal Drain.

Mark Sluys and Crystal Schyjff attended the meeting to hear the discussion on the consent application B24/18 on Part Lot 18, Concessions 2 and 3, Grey Ward.

Brandon Wettlaufer attended the meeting to hear the proceedings of Council.

CALL TO ORDER

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

CONFIRMATION OF THE AGENDA

Moved by Larry McGrath and seconded by Brenda Dalton:
 That the Agenda for the Regular Meeting of Council dated May 15th, 2018 be adopted as circulated. Carried.

Adopt Agenda

DISCLOSURE OF PECUNIARY INTEREST

MINUTES OF PREVIOUS MEETING

Moved by Raymond Chartrand and seconded by Nathan Marshall:
 That Council of the Municipality of Huron East approve the following Council Meeting Minutes as printed and circulated:

Meeting Minutes

- a) Regular Meeting – May 1st, 2018 Carried.

PUBLIC MEETINGS/HEARINGS AND DELEGATIONS

7:02 p.m. Public Meeting – Zoning By-Law Amendments

Moved by Nathan Marshall and seconded by Raymond Chartrand:
 That Council of the Municipality of Huron East adjourn the regular meeting of Council at 7:02 p.m. to go into a Public Meeting to discuss the following:

Adjourn Regular Meeting to Public Meeting

- a) Zoning By-law Amendment Application – Lot 4, east side of Centre Street, Plan 232, Tuckersmith Ward (Adriano Paola)

Carried.

The regular meeting reconvened at 7:17 p.m.

Reconvene Regular Meeting

Moved by Nathan Marshall and seconded by Raymond Chartrand:
 THAT WHEREAS the Council of the Municipality of Huron East has held a public meeting pursuant to Section 34(12) of the Planning Act, 1990 with respect to the proposed zoning by-law 39-2018;
 AND WHEREAS no public comments were received on this application;
 AND WHEREAS agency comments were received from the Huron County Planning and Development Department recommending that a Holding Zone be placed on the property until such time that an archaeological assessment is

Decision Zoning By-Law 23/18

complete to the satisfaction of the Municipality;
 NOW THEREFORE, pursuant to Section 34(18) of the Planning Act, 1990,
 Council concurs with the May 10th, 2018 Planning Report and recommends
 By-Law 39-2018 for approval.

Carried.

CLOSED SESSION AND REPORTING OUT

Moved by Dianne Diehl and seconded by Nathan Marshall: Closed Session
 That Council of the Municipality of Huron East, pursuant to Section 239 (2) of the
Municipal Act, adjourn the regular meeting of Council at 7:18 p.m. to go into
 Closed Session to discuss the following:

i) 239(2)(b) – personal matters about an identifiable individual (CAO/Clerk)
 CAO/Clerk Brad Knight and Municipal Solicitor John McKercher shall remain for the Closed Session.
 Carried.

Moved by David Blaney and seconded by Alvin McLellan: Resume Regular Meeting
 That Council of the Municipality of Huron East resumes the regular Council meeting
 at 7:45 p.m. Carried

Mayor MacLellan reported out from the Closed Session that Council has dealt with the personnel
 issues as per the information received.

7:45 p.m. Court of Revision – Carron Municipal Drain 2018

Moved by John Lowe and seconded by David Blaney: Court of Revision
Carron Drain
 That the Court of Revision for the Carron Municipal Drain 2018 be opened and
 that Councillors Alvin McLellan, Brenda Dalton and Raymond Chartrand be appointed
 as the members with Councillor McLellan acting as Chairman. Carried.

No appeals were received.

Moved by Brenda Dalton and seconded by Raymond Chartrand: Close Court
of Revision
 That the Court of Revision for the Carron Municipal Drain 2018 be closed. Carried.

7:47 p.m. Court of Revision – Henderson Municipal Drain 2018

Moved by Joseph Steffler and seconded by David Blaney: Court of Revision
Henderson Drain
 That the Court of Revision for the Henderson Municipal Drain 2018 be opened and
 that Councillors Alvin McLellan, Brenda Dalton and Raymond Chartrand be appointed
 as the members with Councillor McLellan acting as Chairman. Carried.

No appeals were received.

Moved by Brenda Dalton and seconded by Raymond Chartrand: Close Court
of Revision
 That the Court of Revision for the Henderson Municipal Drain 2018 be closed. Carried.

Michael Hummel – Drainage Tile – Workman Drive, Brussels Ward

Michael Hummel attended before Council concerning water drainage on his property located at 7
 Workman, Brussels Ward. Mr. Hummel advised that since a new house was built on 5 Workman Drive
 there is a flooding issue on his property that results in up to 30 inches of water in his back yard when it
 rains heavily. He also questioned whether the drainage permit issued for the new house built on 5
 Workman Drive was done properly. Mr. Hummel requested replacement of the drainage tile from the
 catch basins in Workman Drive to the outlet with a larger tile that is capable of handling the water when it
 rains heavily.

Mayor MacLellan advised Mr. Hummel that the Public Works Coordinator will review his report to
 Council concerning the request for additional drainage on Workman Drive when the municipal officers
 reports are considered later in the meeting.

ACCOUNTS PAYABLE

Moved by Alvin McLellan and seconded by Brenda Dalton: Accounts
Payable
 That the accounts payable in the amount of \$828,930.13 be approved
 for payment. Carried.

REPORTS & RECOMMENDATIONS OF MUNICIPAL OFFICERS

Fire Chief – 2017 Annual Report

Fire Chief Marty Bedard reviewed his 2017 Annual Report with Council.

Public Works Coordinator – Drainage Delegation – 7 Workman Drive, Brussels Ward

Public Works Coordinator Barry Mills reviewed his report to Council and provided background information regarding the delegation request for additional drainage on Workman Drive in Brussels. Council were advised that a building permit was issued in December of 2014 for the construction of a new single family dwelling at 5 Workman Drive and as part of the entrance permit application, a lot grading and site sketch of 5 Workman Drive prepared by D. Culbert Ltd., Ontario Land Surveyor was submitted. He further noted that in December of 2015, Culbert Surveying issued a lot grading certificate to confirm that the grading of the property had been reviewed and grading was in conformity with the lot grading and site sketch was provided with the addition of a catch basin (dry well) along the south lot line of the subject property. He advised that Public Works had installed two catch basins on Workman Drive and that a drain had been installed in Workman Drive from the front of the Hummel property into a catch basin drain going north to outlet into a private drain on the Brussels Agromart property. The Public Works Coordinator noted that the additional drain was not required but had been completed by the Municipality to improve the overall drainage in the area, but he noted that the drain was relatively shallow with very little grade. He noted that the drain would provide some additional relief, but advised that Mr. Hummel’s property was quite low and given the limited capacity of the drain, that water would pond with significant amounts of rain/snow melt. The Public Works Coordinator advised that if Mr. Hummel would like further drainage improvements to his property he could petition for a municipal drain however this would be expensive and his property would not be eligible for provincial grants. He also suggested that Mr. Hummel could also investigate the cost of raising the mobile home and/or having his lot graded to keep water away from the foundation of his home.

Councillor McLellan questioned if a secondary drainage tile could be installed on Workman Drive to provide additional drainage. The Public Works Coordinator will investigate this option and he noted that Mr. Hummel had previously mentioned the existence of a 12” tile running easterly on the property and that he would investigate that option if it would be of any benefit to increase capacity.

Deputy Clerk – Tenders – Carron Municipal Drain 2018 and Henderson Municipal Drain 2018

The CAO presented the Deputy Clerk’s report to Council concerning tenders received for the construction of the Carron Municipal Drain 2018 and the Henderson Municipal Drain 2018. The following tenders were received before 12:00 pm on May 9th, 2018 and opened by Deputy Mayor Joseph Steffler, Public Works Coordinator Barry Mills and Deputy Clerk Caitlin Gillis.

Sanders Municipal Drain 2018	
Contractor	Tender Price (excluding taxes)
A.G. Hayter Contracting Ltd.	\$51,906.00
Van Bree Drainage and Bulldozing Ltd.	\$53,550.00
Robinson Farm Drainage Limited	\$69,736.00
Engineer’s Estimate	<u>\$65,500.00</u>

Moved by Raymond Chartrand and seconded by Nathan Marshall:
That Council of the Municipality of Huron East accept the tender of A. G. Hayter Contracting Ltd. in the amount of \$51,906.00 plus applicable taxes for construction of the Carron Municipal Drain 2018. Carried.

Accept Tender
Carron Drain

Henderson Municipal Drain 2018	
Contractor	Tender Price (excluding taxes)
A.G. Hayter Contracting Ltd.	\$68,733.00
Van Bree Drainage and Bulldozing Ltd.	\$72,770.00
Robinson Farm Drainage Limited	\$64,241.00
Engineer’s Estimate	<u>\$108,500.00</u>

Moved by Larry McGrath and seconded by Alvin McLellan:
That Council of the Municipality of Huron East accept the tender of Robinson Farm Drainage Ltd. in the amount of \$64,241.00 plus applicable taxes for construction on the Henderson Municipal Drain 2018. Carried.

Accept Tender
Henderson
Drain

Moved by Robert Fisher and seconded by Dianne Diehl:
Huron East Council receive the following Reports of Municipal Officers
as presented:

- 1) Fire Chief
- 2) Public Works Coordinator
- 3) Deputy Clerk

Receive
Municipal
Reports

Carried.

CORRESPONDENCE

Moved by John Lowe and seconded by Joseph Steffler:
That Council of the Municipality of Huron East endorse the resolution of the
Town of Lakeshore urging the Government of Ontario to review and revise
the laws regarding the alteration, renovation and/or demolition of all
buildings containing hazardous materials, to ensure that proper steps and
preventative measures are taken to protect the public from exposure to
hazardous materials. Carried.

Endorse
Resolution
Town of
Lakeshore

UNFINISHED BUSINESS

MUNICIPAL DRAINS

Moved by Dianne Diehl and seconded by Brenda Dalton:
That Council of the Municipality of Huron East accept the Notice of Request
for Drain Improvement on the Bolton Municipal Drain on Lot 19, Concession 11,
McKillop Ward, and appoint Dietrich Engineering Limited, Consulting Engineers
to prepare a report 30 days after notification to the Conservation Authority.
Carried.

Notice of
Request for
Drainage
Improvement
Bolton Drain

PLANNING

Moved by Dianne Diehl and seconded by Alvin McLellan:
That Council of the Municipality of Huron East acknowledge the report of
Huron County Senior Planner Denise Van Amersfoort dated May 9th, 2018 and
has no objection to the severance application C24/18 of Mark Sluys on Part
Lot 18, Concession 2 and 3, Grey Ward, but does not concur with the recommendation
in the Planning Report to attach a rezoning condition to the retained lands requiring
a flood study for the MVCA.

No Objection
C24/18
Sluys

Carried.

COUNCIL REPORTS

Councillor Fisher – Walton Raceway

Councillor Fisher advised that he along with Councillors Dalton and Chartrand and Deputy
Mayor Steffler attended the Walton Raceway Open House on May 15th and he advised that he was
impressed with the presentations and all that the facility has to offer.

Deputy Mayor Steffler – Huron Residential Hospice

Deputy Mayor Steffler advised he attended the Official Grand Opening of the Huron Residential
Hospice on May 6th and encouraged councillors to tour the hospice, noting the facility expects to be
taking clients by the end of the month.

Mayor MacLellan – Brussels Morris & Grey Community Centre

Mayor MacLellan advised he attended the recent BMGCC Board meeting as a follow up to the
public meeting that was held concerning possible upgrades/expansion to the facility. Mayor MacLellan
noted the Board has received responses from the public and planning the desired improvements.

INFORMATION ITEMS

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

- 1) Huron East Heritage Advisory Committee – April 11th, 2018 Carried.

Meeting Minutes

OTHER BUSINESS

BY-LAWS

Moved by Raymond Chartrand and seconded by Dianne Diehl:
BE IT HEREBY RESOLVED that leave be given to introduce
By-Laws 37, 38, 39 and 40 for 2018.

Introduce
By-Laws

By-Law 37-2018 – Development Agreement – Lots 296, 297 and 298, Plan 192, Brussels Ward,
Peter and Sharon Nijp

By-Law 38-2018 – Temporary Road Closure – Flora Street, Brussels Ward, Army Cadets
Ceremonial Review

By-Law 39-2018 – Zoning Amendment – Lot 4, east side of Centre Street, Plan 232, Tuckersmith
Ward, Adriano Paola

By-Law 40-2018 – Confirm Council Proceedings

Carried.

Moved by John Lowe and seconded by David Blaney:
BE IT HEREBY RESOLVED that By-Law 37-2018, a by-law to authorize a
Development Agreement with Peter and Sharon Nijp on Lots 296, 297 and 298,
Plan 192, 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.

Development
Agreement
Peter and
Sharon Nijp

Moved by David Blaney and seconded by John Lowe:
BE IT HEREBY RESOLVED that By-Law 38-2018, a by-law to temporarily stop
up a portion of Flora Street, 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.

Temporary
Road Closure
Flora Street
Brussels

Moved by Alvin McLellan and seconded by Brenda Dalton:
WHEREAS the Council of the Municipality of Huron East has held a public
meeting pursuant to Section 34 (12) of the Planning Act, 1990, with respect to
a proposed zoning by-law 39-2018;
AND WHEREAS certain changes have been made to the proposed by-law after
holding of the public meeting;
NOW, THEREFORE the Council of the Municipality of Huron East RESOLVES
that, pursuant to Section 34 (17) of the Planning Act, 1990, the changes were of
such a nature that no further notice is to be given in respect of the proposed by-law.
Carried.

No Further
Notice
By-Law 39-2018

Moved by Larry McGrath and seconded by Raymond Chartrand:
BE IT HEREBY RESOLVED that By-Law 39 for 2018, a by-law to amend the
zoning on Lot 4, east side of Centre Street, Plan 232, Tuckersmith 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.

Rezoning
Lot 4, Plan 232
Tuckersmith
Adriano Paola

CONFIRMATORY BY-LAW

Moved by Nathan Marshall and seconded by Raymond Chartrand:
BE IT HEREBY RESOLVED that By-Law 40 for 2018, 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
Proceedings

ADJOURNMENT

Moved by John Lowe and seconded by Alvin McLellan:
The time now being 8:55 p.m.
That the meeting do adjourn until June 12th, 2018 at 7:00 p.m. Carried.

Adjournment

Bernie MacLellan, Mayor

Brad Knight, CAO/Clerk