

COUNCIL OF THE CORPORATION OF THE TOWNSHIP OF HURON-KINLOSS AGENDA

Township of Huron-Kinloss Council will meet in regular session on the 15th day of April, 2013 at 7:00 p.m. in the Township of Huron-Kinloss Council Chambers.

Mayor	Mitch Twolan	()
Deputy Mayor	Wilfred Gamble	()
Councillors	Lillian Abbott	()
	Jeff Elliott	()
	Jim Hanna	()
	Don Murray	()
	Carl Sloetjes	()
Administrator	Mary Rose Walden	()
Clerk	Sonya Watson	()
Treasurer	Jodi MacArthur	()

OTHERS PRESENT:

1.0 CALL TO ORDER

Mayor Twolan called the meeting to order at _____

2.0 DISCLOSURE OF PECUNIARY INTEREST

<u>Name</u>	<u>Item</u>	<u>Nature of Interest</u>
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3.0 ADOPTION OF THE MINUTES

Moved by
Seconded by

ADOPT COUNCIL
MINUTES

THAT Huron-Kinloss Township Council hereby adopts the [March 18th, 2013](#) Council Meeting Minutes as written.

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Moved by
Seconded by

ADOPT GENERAL
COMMITTEE
MINUTES

THAT Huron-Kinloss Township Council hereby adopts and approves the staff recommendations of the [April 1st, 2013](#), General Committee Meeting Minutes as written.

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Moved by
Seconded by

ADOPT SPECIAL
SESSION
MEETING
MINUTES

THAT Huron-Kinloss Township Council hereby adopts the [April 8th, 2013](#) Special Council Meeting Minutes as written.

4.0 **DELEGATIONS**

4.1 [Lake Huron Shoreline Tourism](#) Paul Chrysler 7:00 p.m.

Paul Chrysler will be doing a presentation for Council regarding the Lake Huron Shoreline Tourism Group.

STAFF COMMENTS: None at this time.

ACTION:

4.2 Ripley Reunion Committee Amanda Farrell 7:10 p.m.

Amanda Farrell Chair of the 2015 Ripley Reunion Committee will be attending Council to request becoming a Committee of Council.

STAFF COMMENTS: In the past we have granted these requests. For the Ripley 2005 Reunion we appointed the committee in March 2004, and for the Lucknow Reunion 2008 we appointed the committee in May 2007. Both committees were also granted loans at that time. Becoming a Committee of Council requires a member of Council shall be appointed to sit on the Committee and the Committee shall be covered by the Township's insurance. Minutes of all meetings must be forwarded to Council on a timely basis. The Township shall manage the finances of the Committee by having authority on Committee bank accounts and receiving, at minimum, a quarterly financial statement. All financial records shall be included in the Township's annual audit. Any additional costs associated with either the audit or insurance coverage as a result of adding the Committee shall be the responsibility of said Committee.

ACTION:

4.3 Kincardine Nimrod Club Tim McGinnis, President 7:20 p.m.

Tim McGinnis, Sharon Rider, Morris Leonard and Brian Watt from the Kincardine Nimrod Club will be attending as a delegation to speak to their request for a noise exemption to hold a "After Dark Trap Shoot" on May 4th, 2013.

STAFF COMMENTS: More information pertaining to this request has been provided in item 5.2.

ACTION:

5.0 CORRESPONDENCE COPIED FOR WHICH THE DIRECTION OF COUNCIL IS REQUIRED

5.1 [A Bridges out of Poverty Educational Opportunity](#)

We have received an invitation for Council and staff from the Grey Bruce Children's Alliance for an education forum they have organized on May 16th, 2013 at 9:30 a.m. in Port Elgin

STAFF COMMENTS: The invitation has been attached for your review. If anyone wished to attend please notify the Clerk.

ACTION:

5.2 [Nimrod Club Noise Exemption Request](#)

Council considered the request of the Nimrod Club at the April 1, 2013 session. The Club was directed to notify residents in the area based on the notification list provided to them of residents within 300 metres of the club. Any concerns in regards to this request would be considered tonight prior to passage of the resolution granting the exemption.

STAFF COMMENTS: We have received three written letters of concern in regards to this request that we have attached for your review. The Clerk and By-Law Enforcement Officer have also received phone calls of concern.

[John Holder – Concession 12](#)

[Green Acres Campground – Concession 12](#)

[Bill McLelland - Concession 12](#)

The following resolution authorizing the exemption has been prepared for your consideration.

ACTION:

Moved by
Seconded by

EXEMPTION
TO NOISE
BY-LAW

THAT the Township of Huron-Kinloss Council hereby grants an exemption to Section 3.3 of the Noise By-law 2005-101 as amended to the Kincardine Nimrod Club located at 2334 Concession 12 to host an "After Dark Trap Shoot" on Saturday May 4th, 2013 or on a rain date of May 11th, 2013 for the extended hours of 9:00 p.m. to 10:30 p.m.

5.3 Contraband Tobacco

We have received a request from the Ontario Convenience Stores Association (OCSA) regarding the distribution and sale of contraband (illegal) tobacco throughout Ontario.

STAFF COMMENTS: As per the letter we have prepared the following resolution of support for your consideration.

ACTION:

Moved by
Seconded By

CONTRABAND
TOBACCO

WHEREAS Contraband tobacco has negative public consequences and impacts such as unrestricted youth access to tobacco products, and in increase in criminal activity; and

WHEREAS small businesses are sometimes forced to close because of the sale of contraband tobacco; and

WHEREAS small business in our community and government in general stand to benefit from the institution of tougher restrictions on contraband tobacco;

NOW THEREFORE be it resolved that Huron-Kinloss Township Council hereby request the Ontario Minister of Finance support the Ontario Government's 2012 Budget commitments to eradicate contraband tobacco through the implementation of additional regulatory, enforcement and other provisions in Bill 186 and amendments to the Tobacco Tax Act. Particularity in support of measures such as;

- Increased fines for those convicted of offenses related to contraband tobacco;
- More authority for law enforcement officials with respect to: forfeiture of items seized, and impounding of vehicles;
- Drawing on the best practices of other jurisdictions and working collaboratively with the Federal Government and other jurisdictions to enhance contraband tobacco control through joint enforcement efforts; and

FURTHER THAT the Provincial Government be encouraged to continue to strengthen their strategies to address the manufacture and supply of contraband tobacco and maintain their commitment to introduce amendments this fall to implement these measures.

5.4 [Project Animal Welfare](#)

We have received an invitation from the Bruce County Federation of Agriculture for their second "Project Animal Welfare meeting" being held April 17th, 2013 in Walkerton from 1:00 – 3:00 p.m.

STAFF COMMENTS: Deputy Mayor Gamble and the By-Law Enforcement Officer attended the last meeting. The Clerk will respond with the names of those attending.

ACTION:

6.0 **FINANCIAL REPORTS**

6.1 [Payment of Current Accounts as Presented](#)

Moved by
Seconded By

APPROVE APRIL
ACCOUNTS

THAT Huron-Kinloss Township Council hereby authorizes the payment of the April, 2013 accounts as presented.

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6.2 [Payment of Previous Month Actual Accounts](#)

Moved by
Seconded by

APPROVE
ACTUAL MARCH
PAYMENTS

THAT Huron-Kinloss Township Council hereby approves the payment of the March, 2013 accounts in the amount of \$2,604,286.63.

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6.3 [Summary Revenue/Expenditure Reports](#)

Reports for Township, RHCC and Point Clark CC to March 31, 2013.

Moved by
Seconded by

MARCH REV/ EXP
REPORTS

THAT Huron-Kinloss Township Council reviews and receives the summary revenue/expenditure reports of the Treasurer as written.

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6.4 [Development Charges Financial Statement](#)

Attached is the annual statement required by the Ministry of Municipal Affairs showing the balances of the reserve funds established under the Development Charge By-Law.

STAFF COMMENTS: This is provided for information purposes. A copy of this report will be forwarded to the Ministry.

ACTION:

6.5 [Quarterly Tax Arrears Report](#)

The Deputy Treasurer/Tax Clerk has prepared a tax arrears report for your review.

STAFF COMMENTS: Included in the report.

ACTION:

6.6 Purchasing Policy Exemption

We respectfully request an exemption from the purchasing policy for the supply and installation of the Oil Separators and Ammonia detection system for the refrigeration Ice plant at the Ripley-Huron Community Centre.

STAFF COMMENTS: Due to the nature of the work we seek the exemption. Total cost is \$9958.00 plus applicable taxes from Drennan Refrigeration. We have prepared a resolution for your consideration.

ACTION:

Moved by
Seconded by

EXEMPTION TO
PURCHASING
POLICY

THAT Huron-Kinloss Township Council hereby grants an exemption to section 6. B) of the purchasing policy due to a limited source supplier for the supply and installation of the oil separators and an ammonia detection system for the ice plant at the Ripley-Huron-Community Centre in the amount of \$9958.00 plus taxes from Drennan Refrigeration.

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6.7 **Surplus Equipment Report**

The Treasurer has prepared a report for your review.

STAFF COMMENTS: Included in the report.

ACTION:

Moved by
Seconded by

DISPOSE OF
SURPLUS
EQUIPMENT

THAT Huron-Kinloss Township Council hereby declares the folding chairs and bench seats from the Lucknow Town Hall Theatre surplus and authorizes the HAWK Theatre to proceed with sale of the items as per the Township's Surplus Equipment Policy, with proceeds allocated to the Town Hall elevator project.

7.0 **REPORTS OF STAFF AND COMMITTEES**

7.1 Ratify Decision from March Planning Meeting

Moved by
Seconded by

RATIFY
DECISIONS
FROM MARCH
PAC MEETING

THAT The Township of Huron-Kinloss Council hereby acknowledges the decisions made by the Planning Committee at the March 25th, 2013 meeting and as such supports their recommendations for the following application:

APPROVAL of the application of Murray E. Ferguson for a Zoning By-Law Amendment File #Z-5-13.16 prepared by the County of Bruce Planning and that the appropriate Zoning By-law be brought forward for consideration.

7.2 OMB Hearing

The OMB Hearing for the property located at 1582 Bruce Road 1 is confirmed.

STAFF COMMENTS: The Hearing will be held for 2 days starting Monday July 22nd at 11:00 a.m. in Council Chambers. Steve O'Melia will be representing the Township's interests. We bring this to your attention for information purposes only.

ACTION:

7.3 [Community Improvement Plan Policies](#)

At the April 1st, 2013 meeting the CIP was presented. The By-Law was to come forward tonight for adoption.

STAFF COMMENTS: the By-Law will be deferred at this time. Please see the attached report prepared by the County of Bruce Planning Department.

ACTION:

7.4 [Vanderhoek Municipal Drain Tender](#)

The Clerk has prepared a report for your review.

STAFF COMMENTS: Included in the report.

ACTION:

8.0 BY-LAWS AND AGREEMENTS

8.1 [Saugeen Mobility and Regional Transit \(S.M.A.R.T.\) Agreement By-Law](#)

Moved by
Seconded by

S.M.A.R.T.

THAT leave be given to introduce By-Law Number 2012-33 being the "Saugeen Mobility and Regional Transit (S.M.A.R.T.) Agreement By-Law" and that it now be read severally a first, second and third time and finally passed this 15th day of April, 2013.

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8.2 [Authorize Town of Hanover to Collect Dedicated Gas Tax Funds By-law](#)

Moved by
Seconded by

AUTHORIZE
TOWN OF
HANOVER TO
COLLECT
DEDICATED GAS
TAX FUNDS

THAT leave be given to introduce By-Law Number 2012-34 being the " Authorize Town of Hanover to Collect Dedicated Gas Tax Funds By-Law" and that it now be read severally a first, second and third time and finally passed this 15th day of April, 2013.

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8.3 [Ferguson Zoning Amendment By-Law](#)

Moved by
Seconded by

FERGUSON
ZONING
AMENDMENT

THAT leave be given to introduce By-Law Number 2012-35 being the "Ferguson Zoning Amendment By-Law" and that it now be read severally a first, second and third time and finally passed this 15th day of April, 2013.

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8.4 [Authorize Execution of Employment Agreement – Lush By-Law](#)

Moved by
Seconded by

AUTHORIZE
EXECUTION OF
EMPLOYMENT
AGREEMENT -
LUSH

THAT leave be given to introduce By-Law Number 2013-36 being the " Authorize Execution of Employment Agreement – Lush By-Law" and that it now be read severally a first, second and third time and finally passed this 15th day of April, 2013.

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8.5 [MacLennan Municipal Drain By-Law](#)

Moved by
Seconded by

MACLENNAN
MUNICIPAL
DRAIN

THAT leave be given to introduce By-Law Number 2013-37 being the "MacLennan Municipal Drain By-Law" and that it now be read a first and second time and provisionally adopted this 15th day of April, 2013.

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8.6 [Vanderhoek Municipal Drain Tender Acceptance By-Law](#)

Moved by
Seconded by

VANDERHOEK
MUNICIPAL
DRAIN TENDER
ACCEPTANCE

THAT leave be given to introduce By-Law Number 2013-38 being the "Vanderhoek Municipal Drain Tender Acceptance By-Law" and that it now be read severally a first, second and third time and finally passed this 15th day of April, 2013.

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9.0 **CORRESPONDENCE RECEIVED FOR WHICH THE DIRECTION OF COUNCIL IS NOT REQUIRED**

9.1 [Ministry of Community Safety and Correctional Services](#)

We have received a response letter from the Ministry of Community Safety and Correctional Services in regards to the meeting with the Mayor and Councillors at the ROMA/OGRA Conference in February.

STAFF COMMENTS: We have attached the letter for your review.

ACTION:

10.0 TOWNSHIP COMMITTEE MINUTES RECEIVED

10.1 [Lucknow Downtown Revitalization Committee](#)

Minutes of meeting held February 5th, 2013

10.2 [Ripley Downtown Revitalization Committee](#)

Minutes of meeting held February 21st, 2013

10.3 [Lucknow & District Joint Recreation Board](#)

Minutes of meeting held February 20th, 2013

11.0 NEW BUSINESS/COUNCIL REPORTS

12.0 OTHER AGENCY MINUTES & REPORTS RECIEVED

12.1 [Maitland Valley Conservation Authority](#)

Financial Statements for the year ending December 31, 2012

12.2 [Wingham & Area Health Professionals Recruitment Committee](#)

Financial Statements for the year ending December 31, 2012

12.3 [Saugeen Mobility and Regional Transit \(S.M.A.R.T.\)](#)

Financial Statements for the year ending December 31, 2012

12.4 [Bruce Area Solid Waste Recycling](#)

Financial Statements for the year ending December 31, 2012

12.5 [Ontario Provincial Police South Bruce Detachment](#)

Detachment Commander's Report January – March 2013

12.6 [Multi-Municipal Wind Turbine Working Group](#)

Minutes of the meeting held Thursday February 28th, 2013

12.7 [Wingham & Area Health Professionals Recruitment Committee](#)

Minutes of the meeting held February 12th, 2013

12.8 Maitland Valley Conservation Authority

Minutes of the meeting held [January 30th, 2013](#) and [March 6th, 2013](#)

13.0 CORRESPONDENCE AND INFORMATION ON COUNCIL TABLE

13.1	<i>AMO</i>	AMO Watch File – March 28, 2013
13.2		AMO Watch File – April 4, 2013
13.3		AMO Watch File – April 11, 2013
13.4		AMO Report to Members, March 26, 2013
13.5		AMO Breaking News – Interest Arbitration, March 28, 2013
13.6		2013 AMO Urban Symposium, April 18, 19, 2013
13.7		Inspiring & Aspiring Communities, August 18 to August 21, 2013
13.8	<i>Grey Bruce Health Unit</i>	News Release – Public Assistance Request, April 3, 2013
13.9	<i>General</i>	Saugeen Conservation Annual Report 2013
13.10		<i>A Bridges Out of Poverty</i> Educational Opportunity, May 16, 2013
13.11		Bruce County Historical Notes, Vol. 55, No. 1, April 2013
13.12		Lake Huron e-news April 2013
13.13		Invitation to Accessibility Advisory Committees Forums 2013
13.14		Memorandum from Federation of Canadian Municipalities, March 28, 2013
13.15		FCM News, March 28, 2013
13.16		FCM President's Corner
13.17		Letter of March 2013 Re: Lincoln M. Alexander Award 2013
13.18		Thank you from Grant & Carol Collins

14.0 CLOSED SESSION

Moved by
Seconded by

MOVE TO
CLOSED
SESSION

THAT Huron-Kinloss Township Council move into a Closed Session pursuant to section 239 of the Municipal Act, 2001, as amended at _____ p.m. for the purpose of discussing:

- personal matters about an identifiable individual, including municipal or local board employees;
 - Employee Resignation
- litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board;
 - Zoning prosecution

- advice that is subject to solicitor-client privilege, including communications necessary for that purpose;
 - Zoning Prosecution

15.0 RETURN TO OPEN SESSION

Moved by
Seconded by

RISE FROM
CLOSED
SESSION

THAT Huron-Kinloss Township Council rise from Closed Session at p.m.

16.0 BUSINESS ARISING FROM THE CLOSED SESSION

Moved by
Seconded by

BUSINESS
ARISING FROM
THE CLOSED
SESSION

17.0 CONFIRMING BY-LAW

Moved by
Seconded by

APRIL 2013
CONFIRMATORY
BY-LAW

THAT leave be given to introduce By-Law Number 2013-39 being the "April 2013 Confirmatory By-Law" and that it now be read severally a first, second and third time and finally passed this 15th day of April, 2013.

18.0 ADJOURN

Moved by
Seconded by

ADJOURN

THAT Huron-Kinloss Township Council do now adjourn to meet again on April 22nd, 2013 at 7:15 p.m. or at the Call of the Mayor.