

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

Township of Huron-Kinloss Council will meet in regular session on the 21st day of April, 2014 at 7:00 p.m. in the Township of Huron-Kinloss Council Chambers.

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

**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 17<sup>th</sup>, 2014](#) Council Meeting Minutes as written.

Moved by  
Seconded by

ADOPT GENERAL  
COMMITTEE  
MINUTES

THAT Huron-Kinloss Township Council hereby adopts and approves the staff recommendations of the [April 7<sup>th</sup>, 2014](#) General Committee Meeting Minutes as written.

Moved by  
Seconded by

ADOPT COUNCIL  
MINUTES

THAT Huron-Kinloss Township Council hereby adopts the [April 9<sup>th</sup>, 2014](#) Special Council Meeting Minutes as written.

#### 4.0 **DELEGATIONS**

*None scheduled.*

#### 5.0 **CORRESPONDENCE COPIED FOR WHICH THE DIRECTION OF COUNCIL IS REQUIRED**

##### 5.1 [Exemption to Noise By-Law](#)

Moved by  
Seconded by

EXEMPTION  
TO NOISE  
BY-LAW

THAT the Township of Huron-Kinloss Council hereby grants an exemption to Section 3.5 of the Noise By-law 2005-101 as amended to Music In The Fields from 11:00 p.m. on August 22<sup>nd</sup>, 2014 to 2:00 a.m. on August 23<sup>rd</sup>, 2014 and from 11:00 p.m. on August 23<sup>rd</sup>, 2014 to 2:00 a.m. on August 24<sup>th</sup>, 2014 for the two day concert.

##### 5.2 [Waiving Arena Floor Fee for 2014 Reunion Kick-Off Dance](#)

Moved by  
Seconded by

WAIVING  
ARENA FLOOR  
FEE FOR 2014  
KICK-OFF  
DANCE

THAT the Township of Huron-Kinloss Council hereby waives the \$625.00 fee for the rental of the Ripley Community Centre arena floor for the May 10<sup>th</sup>, 2014 Kick-Off Dance as requested by the Ripley-Huron Reunion Committee.

5.3 [Multi-Municipal Wind Turbine Working Group \(MMWTWG\) – infrasound letter](#)

We have received a request from the MMWTWG requesting Council support to send a letter to members of the Provincial Cabinet and the local Medical Officer of Health regarding infrasound from wind turbines. We have attached the [letter](#) for your review.

Moved by  
Seconded by

MMWTWG  
INFRASOUND  
LETTER

THAT the Township of Huron-Kinloss Council hereby supports the letter prepared by the MMWTWG regarding “New research indicates human ear *does* respond to infrasound from wind turbines” and as such supports the MMWTWG sending the letter and authorizes the Clerk to send the letter to the parties indicated on behalf of Council.

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5.4 MMWTWG – Investigation of Renewable Energy Approval Process

We have received a request from the MMWTWG requesting Council support for a resolution re: Ombudsman Investigation. We have attached the [letter](#) for your review.

Moved by  
Seconded by

MMWTWG -  
INVESTIGATION  
OF  
RENEWABLE  
ENERGY  
PROCESS

WHEREAS the Provincial government is proposing to create new municipal accountability and transparency measures by giving the Ontario Ombudsman a role in investigating specific actions of municipalities and to conduct broader investigations if a broader systemic issue is identified; and,

WHEREAS the Green Energy and Green Economy Act 2009 removed decisions related to renewable energy projects from an open, accessible, timely and efficient municipal planning process governed by the Planning Act and replaced them with the Renewable Energy Approval process operated by the Ministry of the Environment; and,

WHEREAS the current Provincial Renewable Energy Approval process reviews are conducted in private using a process, which compared to the planning processes that they replaced have very limited public transparency to the local communities affect by their decisions; and,

WHEREAS local review of applications submitted by proponents of wind projects after they are deemed complete by the Ministry of the Environment indicate that the required assessments of the impact of the project on a community are missing significant information, inaccurate or completely absent; and,

WHEREAS the government set out a commitment in the February 2013 Throne Speech to place renewable energy projects in 'Willing Host' communities but continues to ignore resolutions of 82 municipalities indicating that they are not willing to host wind turbine projects by issuing new approvals of turbine projects in these municipalities; and,

WHEREAS municipalities are now receiving proposals from wind companies that contain substantial financial inducements to support projects in their community even though similar inducements would be considered an inappropriate transaction in the context of other planning proposals; and,

WHEREAS the legal procedures of the Environmental Review Tribunal that hears appeals of Ministry of the Environment decisions make it very difficult for local citizens to register local concerns as well as to follow the proceedings of tribunals that are largely conducted in Toronto offices according to a schedule that is not publicly available and constantly changing at the last minute.

In particular, the Township of Huron-Kinloss would like to draw the attention the Ombudsman to a number of specific concerns as outlined in the [attachment](#) prepared by Wind Concerns Ontario (WCO)

NOW THEREFORE IT BE RESOLVED THAT The Council of the Township of Huron-Kinloss:

- 1) Requests that the Ontario Ombudsman undertake a broad review of systemic issues related to the current operation of the Renewable Energy Approval process and,
- 2) Recommend guidelines and standards for the process going forward to ensure that it operate with an appropriate level of integrity, openness and transparency appropriate for a high profile provincial government initiative.

## 5.5 Provincial direction regarding development on private roads

Moved by  
Seconded by

PROVINCIAL  
DIRECTION  
REGARDING  
DEVELOPMENT  
ON PRIVATE  
ROADS

WHEREAS in Townships such as Wollaston with thousands of acres of undeveloped lands and the best potential for growth for the Rural properties is tourism and recreational use; and,

WHEREAS the Township cannot afford to extend the existing network of municipally maintained roads to grant road frontage to these lands; and,

WHEREAS the Ministry of Municipal Affairs and Housing (MMAH) has indicated that they may not support policies that will permit new development to occur on the extensions of private roads, on new private roads or unopened road allowances;

NOW THEREFORE BE IT RESOLVED THAT Huron-Kinloss Township Council hereby endorses the resolution of the Township of Wollaston and requests the MMAH to reconsider their policy direction regarding development on private roads and un-open road allowances;

AND FURTHERMORE that policy be developed to allow municipalities more autonomy to regulate their own development in ways that are appropriate for their specific area.

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## 5.6 Long Term Energy Costs

Moved by  
Seconded by

LONG TERM  
ENERGY  
COSTS

WHEREAS the province's recently released Long Term Energy Plan anticipates that consumers will face hydro rates that will rise by 42% over the next five (5) years; and,

WHEREAS the Minister of Energy recently announced that past FIT prices are driving electricity prices higher and that changes to domestic content requirements for construction of future renewable energy projects are necessary to lower future electricity rates; and,

WHEREAS the recent auditor-general's report advised of extreme amounts of waste in the energy sector, particularly at Ontario

Power Generation and Hydro One, due to high labour costs and generous public sector pension plans; and,

WHEREAS decisions including but not limited to the cancellation of gas plants in Ontario could cost taxpayers close to \$1.1 billion; and,

WHEREAS it is essential for the residents and businesses of Ontario to have access to affordable hydro to thrive and prosper;

NOW THEREFORE BE IT RESOLVED THAT Huron-Kinloss Township Council hereby endorses the resolution of the Regional Municipality of Niagara and requests that Premier Wynne and the Province of Ontario take immediate action to prevent these and any other rate increases from being implemented.

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## 5.7 [Review of Funding for Small Town Ontario Schools](#)

### REVIEW OF FUNDING FOR SMALL TOWN ONTARIO SCHOOLS

Moved by  
Seconded by

WHEREAS small town/rural Ontario communities face many risks and challenges that are far different than our large city counterparts; and

WHEREAS one of the challenges sees small town and rural communities facing closures of both elementary and high schools in their communities; and,

WHEREAS these potential closures are subject to an administrative School Board process called and Accommodation Review; and,

WHEREAS there is lack of public trust in the Accommodation Review process due to their reputation of having pre-determined outcomes; and,

WHEREAS in some instances, the elected School Board Trustees have not met with the Minister of Education nor the Minister of Rural Affairs to discuss small town and rural Ontario per student funding needs; and,

WHEREAS small town and rural Ontario schools are being closed in favour of opening new schools in the larger city centers; and,

WHEREAS the levels of Educational service and costs associated with said services are funded by the Province of Ontario; and,

WHEREAS the Ontario Government has not directly consulted nor communicated with small town rural Ontario municipalities being serviced by the School Boards in regards to school closures, neither have they directly conculted / communicated with small town rural Ontario municipalities in regards to the financial implications of school closures on small town and rural Ontario communities; and,

WHEREAS all municipalities strive to be complete communities and education represents an integral component of being a complete community; and,

WHEREAS education is one of the largest assets that a municipality can provide to its residents in terms of offering quality of life and quality of community; and,

WHEREAS the continued pressure of Accommodation Reviews is having an adverse effect on municipalities in the delivery and attraction of other essential services, businesses and development within their respective communities; and,

NOW THEREFORE BE IT RESOLVED THAT Huron-Kinloss Township Council hereby endorses the resolution of the Town of Penetanguishene and requests the Association of Municipalities of Ontario (AMO) and Ontario Small Urban Municipalities Association (OSUM) to clearly and directly communicate to the Provincial Government on the necessity of new per student funding models for small town and rural Ontario municipalities;

AND FURTHER THAT AMO and OSUM request meetings with the Minister of Education and Minister of Rural Affairs to review how the current funding model dramatically impacts small communities, from the loss of cultural identity for our children, the negative economic impact of job losses, diminished ability to attract new businesses and residents;

AND FURTHER THAT this joint effort request a moratorium on all school closures until such time that the administrative process on accommodations reviews in completed by the Provincial Government.

**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 2014 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 2014 accounts in the amount of \$2,437,278.50.

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**6.3 Summary Revenue/Expenditure Reports**

Reports for Township, RHCC and Point Clark CC to March 31, 2014.

Moved by  
Seconded by

MARCH  
REVENUE  
EXPENDITURE  
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 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:



## 6.5 Alcohol Service Revenue/Expenditure Report

As requested, we have provided a revenue/expenditure report on the results of the bar services to date.

STAFF COMMENTS: We bring this forward for information purposes.

SUSTAINABILITY ALIGNMENT: The information provided in this report is consistent with and in keeping with the Municipality's Vision & Mission. The *recommendations* or *actions* contribute to our goals in achieving a *vibrant, spirited and accessible* community.

ACTION:

## 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 24<sup>th</sup>, 2013 meeting and as such supports their decision for the following application:

DEFERRAL of the Bushell Application File # HKOPA #33-14-11 and Z-3-14.11 until such time that a Site Plan Agreement can be developed satisfactory to both parties.

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## 8.0 BY-LAWS AND AGREEMENTS

### 8.1 Appoint Martin as Business and Economic Officer By-Law

Moved by  
Seconded by

APPOINT MARTIN  
AS BUSINESS  
AND ECONOMIC  
OFFICER

THAT leave be given to introduce By-Law Number 2014-23 being the "Appoint Martin and Business and Economic Officer By-Law" and that it now be read severally a first, second and third time and finally passed this 21st day of April, 2014.

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8.2 [Lucknow's Music In The Fields Vendor By-Law](#)

Moved by  
Seconded by

LUCKNOW'S  
MUSIC IN THE  
FIELDS VENDOR

THAT leave be given to introduce By-Law Number 2014-24 being the "Lucknow's Music In The Fields Vendor By-Law" and that it now be read severally a first, second and third time and finally passed this 21st day of April, 2014.

8.3 [Adopt Revised Permanent Liquor Sales Licence Policy By-Law](#)

Moved by  
Seconded by

ADOPT REVISED  
PERMANENT  
LIQUOR SALES  
LICENCE POLICY

THAT leave be given to introduce By-Law Number 2014-25 being the "Adopt Revised Permanent Liquor Sales Licence Policy By-Law" and that it now be read severally a first, second and third time and finally passed this 21st day of April, 2014.

8.4 [Hill, Pine, Birch and Emmerton Watermain and Road Reconstruction Tender Acceptance By-Law](#)

Moved by  
Seconded by

HILL, PINE, BIRCH  
AND EMMERTON  
WATERMAIN AND  
ROAD  
RECONSTRUCTION  
TENDER  
ACCEPTANCE

THAT leave be given to introduce By-Law Number 2014-26 being the "Hill, Pine, Birch and Emmerton Watermain and Road Reconstruction Tender Acceptance By-Law" and that it now be read severally a first, second and third time and finally passed this 21st day of April, 2014.

8.5 [Malcolm, Blake and Christina Watermain Replacement and Paving Project Tender Acceptance By-Law](#)

Moved by  
Seconded by

MALCOLM, BLAKE  
AND CHRISTINA  
WATERMAIN  
REPLACEMENT  
AND PAVING  
PROJECT TENDER  
ACCEPTANCE

THAT leave be given to introduce By-Law Number 2014-27 being the " Malcolm, Blake and Christina Watermain Replacement and Paving Project Tender Acceptance By-Law" and that it now be read severally a first, second and third time and finally passed this 21st day of April, 2014.

## 8.6 2014 Compliance Audit Committee By-Law

At the February General Committee meeting Council authorized the Clerk sending out letters confirming members on the 2010 Compliance Audit Committee wished to remain on the committee.

STAFF COMMENTS: We received confirmation in writing from 3 of the previous members indicating they will continue to serve on the committee. The *Municipal Elections Act* requires “not fewer than 3 members”. The Clerk is satisfied with a 3 member committee and has brought forward the Consolidated Appointment By-Law for consideration and well as the updated Committee By-law.

Moved by  
Seconded by

2014  
COMPLIANCE  
AUDIT  
COMMITTEE

THAT leave be given to introduce By-Law Number 2014-28 being the “2014 Compliance Audit Committee By-Law” and that it now be read severally a first, second and third time and finally passed this 21st day of April, 2014.

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## 8.7 Consolidated Appointment By-Law

Moved by  
Seconded by

CONSOLIDATED  
APPOINTMENT  
AMENDMENT

THAT leave be given to introduce By-Law Number 2014-29 being the “Consolidated Appointment Amendment April 2014 By-Law” and that it now be read severally a first, second and third time and finally passed this 21st day of April, 2014.

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## 8.8 Bruce Clean Water Research Initiative Agreement 2014 By-Law

Moved by  
Seconded by

BRUCE CLEAN  
WATER  
RESEARCH  
INITIATIVE  
AGREEMENT  
2014

THAT leave be given to introduce By-Law Number 2014-30 being the "Bruce Clean Water Research Initiative Agreement 2014 By-Law" and that it now be read severally a first, second and third time and finally passed this 21st day of April, 2014.

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8.9 [Authorize Agreement with Dominion Voting Systems Corporation By-Law](#)

Moved by  
Seconded by

AUTHORIZE  
AGREEMENT  
WITH DOMINION  
VOTING  
SYSTEMS  
CORPORATION

THAT leave be given to introduce By-Law Number 2014-31 being the "Authorize Agreement with Dominion Voting Systems Corporation By-Law" and that it now be read severally a first, second and third time and finally passed this 21st day of April, 2014.

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8.10 [Unopened Road Allowance Establish Highway By-Law](#)

Public Notice of Council's intention to dispose of an unopened portion of road allowance known as part of Delhi Street, Plan 43 (Lucknow); Huron-Kinloss lying North of Ludgard Street was provided on the 25<sup>th</sup> day of March, 2014.

STAFF COMMENTS: There were no concerns received from the public in regards to closing this road allowance. There was one item raised regarding an individual utility service for hydro and sanitary service. There is a possibility the residents private hydro line passes through this road allowance. The Director of Public works has spoken with the owner, viewed the site and has notified the County to ensure locates are obtained prior to excavation. It is our understanding from speaking with the Township solicitor the services would not have to be relocated. The following two By-Laws open and close the unopened road allowance and the third by-law authorizes the agreement of purchase and sale and Council's intent to sell to unopened road allowance to the County of Bruce for construction of a new County works shed in Lucknow.

\* Note- Weather has delayed the surveying of this property. At the time of printing the agenda only a draft reference plan was available and the final plan was being deposited on Thursday in order to obtain a reference plan number which must be reflected in the closing by-law. The final by-laws will be prepared Monday and will reflect this Reference Plan number once received.

Moved by  
Seconded by

UOPENED  
ROAD  
ALLOWANCE  
ESTABLISH  
HIGHWAY

THAT leave be given to introduce By-Law Number 2014-32 being the "Unopened Road Allowance (Delhi Street, Lucknow) Establish Highway By-Law" and that it now be read severally a first, second and third time and finally passed this 21st day of April, 2014.

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8.11 [Close a Portion of Public Highway \(Delhi Street, Lucknow\) By-Law](#)

Moved by  
Seconded by

CLOSE A  
PORTION OF  
PUBLIC HIGHWAY

THAT leave be given to introduce By-Law Number 2014-33 being the "Close a Portion of Public Highway (Delhi Street, Lucknow) By-Law" and that it now be read severally a first, second and third time and finally passed this 21st day of April, 2014.

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8.12 [Sale of Unopened Part of Delhi Street, Lucknow Agreement Acceptance By-Law](#)

Moved by  
Seconded by

SALE OF  
UNOPENED PART  
OF DELHI  
STREET

THAT leave be given to introduce By-Law Number 2014-34 being the "Sale of Unopened Part of Delhi Street, Lucknow Agreement Acceptance By-Law" and that it now be read severally a first, second and third time and finally passed this 21st day of April, 2014.

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

9.1 [Healthy Communities Conference](#)

The 2014 Healthy Communities Conference Collaborative Partnerships Making Healthy Change Happen is being held May 14<sup>th</sup> and 15<sup>th</sup>, 2014 in Owen Sound. The program brochure is attached.

STAFF COMMENTS: If anyone is interested in attending, please advise the Clerk.

ACTION:

10.0 **TOWNSHIP COMMITTEE MINUTES RECEIVED**

10.1 Lucknow & District Joint Recreation Board

Minutes of meeting held [February 19<sup>th</sup>, 2014](#) and [March 19<sup>th</sup>, 2014](#)

10.2 Nuclear Waste Community Advisory Committee

Minutes of meeting held [March 4<sup>th</sup>, 2014](#)

10.3 Multi-Municipal Wind Turbine Working Group

Minutes of meeting held [February 13<sup>th</sup>, 2014](#) and [March 13<sup>th</sup>, 2014](#).

11.0 **NEW BUSINESS/COUNCIL REPORTS**

12.0 **OTHER AGENCY MINUTES & REPORTS RECEIVED**

12.1 Maitland Valley Conservation Authority

Financial Statements for the year ending [December 31, 2013](#)

Minutes of meeting held [February 5<sup>th</sup>, 2014](#) and [February 19<sup>th</sup>, 2014](#)

12.2 Bruce Area Solid Waste Recycling

Financial Statements for the year ending [December 31, 2013](#)

12.3 Wingham & Area Health Professionals Recruitment Committee

Financial Statements for the year ending [December 31, 2013](#)

Minutes of meeting held [January 13, 2014](#)

12.4 Saugeen Mobility and Regional Transit (S.M.A.R.T.)

Financial Statements for the year ending [December 31, 2013](#)

12.5 Saugeen Valley Drinking Water Source Protection

Minutes of meeting held [June 21<sup>st</sup>, 2013](#) and [October 4<sup>th</sup>, 2013](#)

### 13.0 CORRESPONDENCE AND INFORMATION ON COUNCIL TABLE

13.1	AMO	AMO Communications –Premier Announces \$29 Billion for Transit and Transportation Infrastructure April 14, 2014
13.2		AMO Watch File April 10, 2014
13.3		AMO Communications –AMO New Task Force on Police Modernization April 10, 2014
13.4		AMO OPP Billing Steering Committee Final Report April 10, 2014
13.5		AMO OPP Billing Steering Committee April 8, 2014
13.6		AMO Watch File April 3, 2014
13.7	Grey Bruce Health Unit	News Release –Public Assistance Request – April 15, 2014
13.8		News Release – Health Unit Receives Accreditation with Exemplary Standing March 3, 2014
13.9	General	Alcohol and Gaming Commission of Ontario- Vintner's Quality Alliance ("VQA") soon to be soon at Eligible Farmer's Markets April 11, 2014
13.10		Lake Huron e-news – April 2014
13.11		South Bruce Grey Health Centre In The News – March 2014
13.12		Making Waves April 8, 2014
13.13		Great Lakes – Quarterly Climate Impacts and Outlook March 2014
13.14		MISA Municipal Interface April 2014
13.15		NWMO – Implementing Adaptive Phased Management 2014 - 2018
13.16		Ministry of Agriculture and Food – Connects /April 2014

### 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:

- advice that is subject to solicitor-client privilege, including communications necessary for that purpose;
  - Natural Gas Project

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### 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.

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**16.0 BUSINESS ARISING FROM THE CLOSED SESSION**

Moved by  
Seconded by

BUSINESS  
ARISING FROM  
THE CLOSED  
SESSION

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

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**17.0 CONFIRMING BY-LAW**

Moved by  
Seconded by

APRIL, 2014  
CONFIRMATORY  
BY-LAW

THAT leave be given to introduce By-Law Number 2014-35  
being the "[April, 2014 Confirmatory By-Law](#)" and that it now be  
read severally a first, second and third time and finally passed  
this 21st day of April, 2012.

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**18.0 ADJOURN**

Moved by  
Seconded by

ADJOURN

THAT Huron-Kinloss Township Council do now adjourn.

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Mayor

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Clerk