

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

Township of Huron-Kinloss Council meet in regular session on the 19th day of April, 2010 at 7:00 p.m. in the Township of Huron-Kinloss Council Chambers.

<b>Mayor</b>	<b>Mitch Twolan</b>	<b>(P)</b>
<b>Deputy Mayor</b>	<b>Wilfred Gamble</b>	<b>(P)</b>
<b>Councillors</b>	<b>Lillian Abbott</b>	<b>(P)</b>
	<b>Anne Eadie</b>	<b>(P)</b>
	<b>Jeff Elliott</b>	<b>(P)</b>
	<b>Jim Hanna</b>	<b>(P)</b>
	<b>Don Murray</b>	<b>(P)</b>
<b>Administrator</b>	<b>Mary Rose Walden</b>	<b>(A)</b>
<b>Clerk</b>	<b>Sonya Watson</b>	<b>(P)</b>
<b>Treasurer</b>	<b>Jodi MacArthur</b>	<b>(P)</b>
<b>Director of Public Works</b>	<b>Hugh Nichol</b>	<b>(P)</b>

**OTHERS PRESENT:** Chris Hughes, Kara Van Myall, Liz Dadson, Ken Kilpatrick, Kristen Shane, Joye Hunt, Pat McKillop, Morten Jakobsen, Rod McDonagh, Joan Chamney, Heather James, Dale Thompson, Bob Emerson, Sara Bender, Steacy den Haan, Don Smith

## 1.0 CALL TO ORDER

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

## 2.0 DISCLOSURE OF PECUNIARY INTEREST

<u>Name</u>	<u>Item</u>	<u>Nature of Interest</u>
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None disclosed.

## 3.0 ADOPTION OF MINUTES

Moved by Eadie  
Seconded by Elliott

ADOPT COUNCIL MINUTES	113	THAT Huron-Kinloss Township Council hereby adopts the March 15 <sup>th</sup> , 2010 Council Meeting Minutes as written.	Carried.
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Moved by Eadie  
Seconded by Gamble

ADOPT GENERAL COMMITTEE MINUTES	114	THAT Huron-Kinloss Township Council hereby adopts and approves the staff recommendations of the April 5 <sup>th</sup> , 2010 General Committee Meeting Minutes as written.	Carried.
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Moved by Eadie  
Seconded by Elliott

ADOPT  
BUDGET  
MEETING  
MINUTES

115

THAT Huron-Kinloss Township Council hereby adopts and approves the staff recommendations of the April 12<sup>th</sup>, 2010 Budget Meeting Minutes as written.

Carried.

#### **4.0 DEPUTATIONS AND PETITIONS**

- 4.1 Kara Van Myall & Chris Hughes County of Bruce Spruce the Bruce 7:00 p.m.

STAFF COMMENTS: None at this time.

ACTION: Mr. Hughes and Ms. Van Myall presented a power point presentation called "Spruce the Bruce". They reviewed signage and branding ideas for various municipalities they are currently working with. They stressed the importance of creating an identity for the local areas. The first step is passing a resolution of Council showing support of initiating the process. It was suggested that they could attend local chamber meetings to reach out to local stakeholders and community members. This would help enable the local residents groups to focus and determine what things are important to the area for branding purposes. Council is supportive of initiating the process. Next steps, staff will work with local planners to initiate the process.

- 4.2 Steacy den Haan Don Smith Drinking Water Source Protection Program 7:30 p.m.

They will be providing updates on technical work completed for the Draft Proposed Assessment Report.

STAFF COMMENTS: None at this time.

ACTION: A power point presentation was reviewed regarding all the well head protection areas in the township and potential threats surrounding those well head protection zones. There are currently packages being prepared that will be mailed out to residents with significant potential threats on their properties. The packages will go out the first week in May. The Draft Proposed Assessment Report will be distributed to the Township once it has received approval by the Source Protection Committee.

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

- 5.1 Pitch-In-Canada Week

Moved by Elliott  
Seconded by Eadie

PITCH IN  
CANADA WEEK

116

THAT Huron-Kinloss Township Council hereby declare the week of April 19 – 25, 2010 as "PITCH-IN-CANADA Week" and invite all citizens in our community to actively participate in PITCH-IN-CANADA's Operation Clean Sweep.

Carried.

5.2 Organ and Tissue Donor Awareness Week

Moved by Eadie  
Seconded by Elliott

ORGAN AND  
TISSUE DONOR  
AWARENESS  
WEEK

117

THAT Huron-Kinloss Township Council hereby proclaims the week of April 18 – 25, 2010 as Organ and Tissue Donor Awareness Week and encourages all residents to register their consent to donate their organs and/or tissues and help save lives.

Carried.

5.3 Ontario Coaches Week

Moved by Gamble  
Seconded by Elliott

ONTARIO  
COACHES WEEK

118

WHEREAS the goal of Ontario Coaches Week is to help bring quality sport programs to thousands of children by inspiring more Ontarians to take up coaching as their volunteer activity; and

WHEREAS this program is designed to recruit all ages into coaching, as good coaches can positively influence a child's self-confidence and attitude toward sport, fitness and health as a lifelong pursuit; and

WHEREAS During Ontario Coached Week close to 1000 men and women will be attending clinics and workshops across the province to develop their skills and learn more about coaching young people and becoming a better coach.

THEREFORE IT BE RESOLVED THAT Huron-Kinloss Township Council hereby proclaims the week of April 17 – 26, 2010 as "Ontario Coaches Week" in the Township of Huron-Kinloss.

Carried.

5.4 Healthy Communities Conference

We have received information regarding the Healthy Communities Conference scheduled for May 11-12<sup>th</sup>, 2010 in Owen Sound.

STAFF COMMENTS: We have copied the information for your review. They have since called and are seeking representation from all area municipalities. Are there any Councillors who wish to attend?

ACTION: No members of Council or staff are able to attend.

5.5 AMO Joint and Several Liability Reform Paper

AMO, on behalf of Ontario municipalities is lobbying the Province to change legislation with respect to the *Negligence Act*. As you may be aware, if a municipality is found even 1% at fault, they could be required to pay the entire judgement, particularly where the defendant is unable to meet the financial obligation.

STAFF COMMENTS: The complete AMO paper (32 pages) is available for viewing. We have copied pages 8-12 for a brief view of potential effects. Staff strongly supports this reform.

Moved by Elliott  
Seconded by Murray

SUPPORT AMO JOINT & SEVERAL LIABILITY REFORM	119	THAT Huron-Kinloss Township Council hereby supports the Association of Municipalities of Ontario in its efforts to seek joint and several liability reform in Ontario and calls on the Provincial Government to pursue much needed changes to the <i>Negligence Act</i> .
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Carried.

6.0 FINANCIAL REPORTS

6.1 Payment of Current Accounts as Presented

Moved by Murray  
Seconded by Elliott

APPROVE APRIL ACCOUNTS	120	THAT Huron-Kinloss Township Council hereby authorizes the payment of the April, 2010 accounts as presented.
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Carried.

6.2 Payment of Previous Month Actual Accounts

Moved by Gamble  
Seconded by Elliott

APPROVE ACTUAL MARCH PAYMENTS	121	THAT Huron-Kinloss Township Council hereby approves the payment of the March, 2010 accounts in the amount of \$2,433,448.34
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Carried.

6.3 Summary Revenue/Expenditure Reports 📄

Reports for Township, RHCC and Point Clark CC to March 31, 2010.

Moved by Eadie  
Seconded by Elliott

REVENUE  
EXPEND-  
ITURE REPORT

122

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

Carried.

6.4 Tax Arrears Report

The Deputy Treasurer has prepared the tax arrears report for your review.

STAFF COMMENTS: Included in the report.

ACTION: Received and filed

7.0 **REPORTS OF STAFF AND COMMITTEES**

7.1 Great Lakes and St. Lawrence Cities Initiative 2010 Annual Conference

STAFF COMMENTS: Once again, we have allotted funds to send the Mayor to the GLSLCI annual conference. This year the conference is being held in Milwaukee, Wisconsin June 16<sup>th</sup> to 18<sup>th</sup> and we require an exemption to our expense remittance policy to permit attendance outside the Province.

ACTION:

Moved by Eadie  
Seconded by Elliott

MAYOR TO  
GLSLCI  
CONFERENCE

123

THAT Huron-Kinloss Township Council hereby grants an exemption to the expense remittance policy (2006-06) and authorizes the Mayor to attend the Great Lakes and St. Lawrence Cities Initiative 2010 Annual Conference in Milwaukee, Wisconsin.

Carried.

7.2 Planning Meeting

Council is reminded of the Planning Meeting next Monday April 26<sup>th</sup>, 2010

STAFF COMMENTS: Please mark your calendars.

ACTION: Noted.

7.3 Set Fines for Lawn Watering By-Law

We have provided you with a list of the short form wordings for By-Law 2010-46 being the "Lawn Watering By-Law."

STAFF COMMENTS: We feel these fines are reasonable, fair and comparable to area municipalities. There is no increase in fines from the previous by-law. If approved by Council the fines will be sent on to the Chief Judge for approval.

ACTION: Council passed the following motion.

Moved by Elliott  
Seconded by Eadie

SET FINES  
FOR LAWN  
WATERING  
BY-LAW

124

THAT Huron-Kinloss Township Council hereby accepts the recommendations of the Clerk for set fines of \$50.00 as outlined on the attached schedule and as such approves the Short Form Wordings and the suggested Set Fines as indicated for By-Law 2010-46 being the "Lawn Watering By-law".

Carried.

7.4 Approve Committee of Adjustment Recommendations

Moved by Eadie  
Seconded by Elliott

APPROVE  
COMMITTEE OF  
ADJUSTMENT  
RECOMMEN-  
DATIONS

125

THAT The Township of Huron-Kinloss Council hereby acknowledges the decisions made by the Committee of Adjustment at the March 22<sup>nd</sup>, 2010 meeting and as such supports their recommendation of approval for the following applications:

Application # A-2/10.16 for Andris and Kathryn Freimanis for a minor variance.

Carried.

**8.0 BY-LAWS AND AGREEMENTS**

8.1 2010 Budget By-Law

Councillor Eadie requested a recorded vote.

	YES	NO
Councillor Abbott	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Councillor Eadie	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Councillor Elliott	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Councillor Hanna	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Councillor Murray	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Deputy Mayor Gamble	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Mayor Twolan	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Moved by Gamble  
Seconded by Elliott

2010 BUDGET            126            THAT leave be given to introduce By-Law Number 2010-43 being the "2010 Budget By-Law" and that it now be read severally a first, second and third time and finally passed this 19th day of April, 2010. Carried.

8.2 2010 Tax Rate By-Law

Moved by Hanna  
Seconded by Murray

2010 TAX RATE            127            THAT leave be given to introduce By-Law Number 2010-44 being the "2010 Tax Rate By-Law" and that it now be read severally a first, second and third time and finally passed this 19th day of April, 2010. Carried.

8.3 2010 Water and Wastewater Fees By-Law

Moved by Abbott  
Seconded by Hanna

2010 WATER AND WASTEWATER FEES            128            THAT leave be given to introduce By-Law Number 2010-45 being the "Water and Wastewater Fees By-Law" and that it now be read severally a first, second and third time and finally passed this 19th day of April, 2010. Carried.

#### 8.4 Lawn Watering By-Law

The Clerk noted that a letter from the Kincardine Horticultural Society has been received thanking Council for considering changes to the lawn watering by-law

Moved by Murray  
Seconded by Hanna

LAWN WATERING BY-LAW                      129              THAT leave be given to introduce By-Law Number 2010-46 being the "Lawn Watering By-Law" and that it now be read severally a first, second and third time and finally passed this 19th day of April, 2010.                      Carried.

#### 8.5 GJAJ Holdings Ltd. Zoning Amendment By-Law No. 2

Mr. Rutledge provided a revised Site Plan at the April 5<sup>th</sup>, 2010 General Committee Meeting. Council has approved the revised Site Plan as presented.

Moved by Murray  
Seconded by Abbott

GJAJ HOLDINGS LTD. ZONING AMENDMENT                      130              THAT leave be given to introduce By-Law Number 2010-47 being the "GJAJ Holdings Ltd. Zoning Amendment By-Law No. 2" and that it now be read severally a first, second and third time and finally passed this 19th day of April, 2010.                      Carried.

#### 8.6 GJAJ Holdings Ltd. Site Plan Control By-Law

Moved by Abbott  
Seconded by Hanna

GJAJ HOLDINGS LTD. SITE PLAN CONTROL                      131              THAT leave be given to introduce By-Law Number 2010-48 being the "GJAJ Holdings Ltd. Site Plan Control By-law" and that it now be read severally a first, second and third time and finally passed this 19th day of April, 2010.                      Carried.

#### 8.7 Exotic Pets By-Law

The by-law will be advertised over the next month seeking public comments.

Moved by Murray  
Seconded by Abbott

EXOTIC PETS BY-LAW                      132              THAT leave be given to introduce By-Law Number 2010-49 being the "Exotic Pets By-Law" and that it now be read a first and second time this 19th day of April, 2010.                      Carried.

8.8 Wolfe as Landfill Attendant Agreement By-Law

Moved by Murray  
Seconded by Hanna

WOLFE AS LANDFILL ATTENDANT AGREEMENT 133 THAT leave be given to introduce By-Law Number 2010-50 being the "Wolfe as Landfill Attendant Agreement By-Law" and that it now be read severally a first, second and third time and finally passed this 19<sup>th</sup> day of April, 2010.

Carried.

8.9 Assume Section of Park Street as a Public Road By-law.

It was discovered on the sale of a property on Park Street that a section of the road had never been assumed as a public highway and registered as such. This by-law will serve to solve that problem.

Moved by Abbott  
Seconded by Murray

ASSUME SECTION OF PARK STREET AS A PUBLIC ROAD 134 THAT leave be given to introduce By-Law Number 2010-51 being the " Assume Section of Park Street as a Public Road" and that it now be read severally a first, second and third time and finally passed this 19<sup>th</sup> day of April, 2010.

Carried.

8.10 Consolidated Recreation Fees, April 2010 By-Law

Moved by Hanna  
Seconded by Abbott

CONSOLIDATED RECREATION FEES, APRIL 2010 135 THAT leave be given to introduce By-Law Number 2010-52 being the "Consolidated Recreation Fees, April 2010 By-Law " and that it now be read severally a first, second and third time and finally passed this 19<sup>th</sup> day of April, 2010.

Carried.

8.11 Traffic & Parking Amendment By-Law

Moved by Abbott  
Seconded by Hanna

TRAFFIC AND PARKING AMENDMENT 136 THAT leave be given to introduce By-Law Number 2010-53 being the "Traffic and Parking Amendment By-Law " and that it now be read severally a first, second and third time and finally passed this 19<sup>th</sup> day of April, 2010.

Carried.

8.12 Confirmatory By-Law

Moved by Murray  
Seconded by Hanna

APRIL  
CONFIRMATORY  
BY-LAW

137

THAT leave be given to introduce By-Law Number 2010-54 being the "April Confirmatory By-Law" and that it now be read severally a first, second and third time and finally passed this 19th day of April, 2010.

Carried.

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

None received.

10.0 **TOWNSHIP COMMITTEE MINUTES COPIED**

10.1 Lucknow & District Fire Board

Minutes of meeting held March 11<sup>th</sup>, 2010

10.2 Lucknow & District Joint Recreation Board

Minutes of meeting held February 17<sup>th</sup>, 2010

10.3 Ripley-Huron Minor Hockey

Minutes of meeting held March 2<sup>nd</sup>, 2010

10.4 Lucknow Musicfest Committee

Minutes of meeting held Feb 22, 2010, March 8<sup>th</sup>, 2010 and April 12<sup>th</sup>, 2010

11.0 **NEW BUSINESS**

11.1 Coyote Bounty

It was noted by Councillor Murray that Huron County has also increased their bounty for coyotes and is looking at forming a working group with the Ministry in regards to coyotes.

STAFF COMMENTS: Noted.

ACTION: Mayor Twolan and the Clerk reported that the County of Bruce has had recent meetings with the Ministry of Natural Resources regarding the coyote bounty process in Bruce County. We will keep our eyes open for mention of a joint working group.

11.2 Windmill Meeting

The Clerk reviewed an invitation from The Municipality of Arran-Elderslie with Council to attend an inter-municipal working group on Wind Turbines in Chesley.

STAFF COMMENTS: None at this time.

ACTION: The Clerk is to e-mail Mayor Twolan and Councillor Eadie the details of the meeting.

11.3 Water Rates in the Huronville Subdivision

Councillor Eadie has received a letter from a resident concerned with water rates in Huronville subdivision.

STAFF COMMENTS: None at this time.

ACTION: The letter will be brought forward to the May 3<sup>rd</sup>, 2010 General Committee meeting for further discussion.

11.4 Music in the Fields

Mayor Twolan reported on the great line-up coming for Music in the Fields in Lucknow on September long weekend. Advance tickets are \$58.00 and are available at the Township Office for sale.

STAFF COMMENTS: None at this time.

ACTION: Noted.

**12.0 OTHER AGENCY MINUTES & REPORTS RECIEVED**

- 12.1 Maitland Valley Conservation Authority  
Minutes of meetings held February 17<sup>th</sup>, 2010
- 12.2 Maitland Source Protection Authority  
Minutes of meeting held January 27<sup>th</sup>, 2010
- 12.3 Drinking Water Source Water Protection  
Minutes of meeting held February 26<sup>th</sup>, 2010
- 12.4 Wingham Physician Recruitment Committee  
Minutes of meeting held March 8<sup>th</sup>, 2010
- 12.5 Mid-Huron Landfill Site Board  
Minutes of meeting held February 17<sup>th</sup>, 2010

**13.0 CORRESPONDENCE AND INFORMATION ON COUNCIL TABLE**

13.1	AMO	Watch File, April 15, 2010
13.2		Watch File, April 1, 2010
13.3		AMO Annual Conference Registration Reminder
13.4	Grey Bruce Health Unit	News Release: Smoke-Free Bar and Restaurant Patios
13.5		Healthy Communities Conference 2010, May 11-12, 2010
13.6		South West LHIN Community Bulletin, Spring 2010
13.7		South West LHIN Board of Directors Highlights, March 2010
13.8		Thehealthline.ca e-bulletin, March 31, 2010
13.9		Bruce Power County Council Update, April 1, 2010
13.10		Lake Huron e-news April, 2010
13.11		OMAFRA Connects April, 2010
13.12		Nuclear Waste Management Organization – Annual Report for 2009, Moving Forward Together
13.13		Nuclear Waste Management Organization – Implementing Adaptive Phased Management 2010 - 2014

**14.0 CLOSED SESSION**

Moved by Murray  
Seconded by Hanna

MOVE TO  
CLOSED  
SESSION

138

THAT Huron-Kinloss Township Council move into a Closed Session pursuant to section 239 of the Municipal Act, 2001, as amended at 8:55 p.m. for the purpose of discussing:

- personal matters about an identifiable individual, including municipal or local board employees;
  - Landfill Attendant Position
- a proposed or pending acquisition or disposition of land by the municipality or local board;
  - Lease of Municipal Land
- labour relations or employee negotiations;
  - Marriage Commissioner

Carried.

**15.0 RETURN TO OPEN SESSION**

Moved by Abbott  
Seconded by Murray

RISE FROM  
CLOSED  
SESSION

139

THAT Huron-Kinloss Township Council rise from Closed Session at 9:30 p.m.

Carried.

**15.1 Consolidated Appointment Amendment By-Law**

Moved by Eadie  
Seconded by Gamble

CONSOLIDATED  
APPOINTMENT  
AMENDMENT

140

THAT leave be given to introduce By-Law Number 2010-55 being the "Consolidated Appointment Amendment By-Law " and that it now be read severally a first, second and third time and finally passed this 19<sup>th</sup> day of April, 2010.

Carried.

16.0 ADJOURN

Moved by Hanna  
Seconded by Abbott

ADJOURN

141

THAT Huron-Kinloss Township Council do now adjourn to meet again  
on May 3<sup>rd</sup>, 2010 at 7:00 p.m. or at the Call of the Mayor.

Carried.

\_\_\_\_\_  
Mayor



\_\_\_\_\_  
Clerk

