

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

Township of Huron-Kinloss Council met in regular session on the 16th day of December, 2013 at 6:30 p.m. in the Township of Huron-Kinloss Council Chambers.

Mayor	Mitch Twolan	(P)
Deputy Mayor	Wilfred Gamble	(P)
Councillors	Lillian Abbott	(P)
	Jeff Elliott	(P)
	Jim Hanna	(P)
	Don Murray	(P)
	Carl Sloetjes	(A)
Administrator	Mary Rose Walden	(P)
Clerk	Sonya Watson	(P)
Treasurer	Jodi MacArthur	(P)
Director of Facilities and Recreation	Mike Fair	(P)

OTHERS PRESENT: Bill Bowers, W.J. McLeod, Kathleen Bauer, Catherine Pushalik, Mary Donaldson, Margaret MacCharles, Patricia Downing, Katherine Kirkland, Ken Kirkland, R. Jeffrey Hurst, Vic Pushalik, Catherine McLeod, Elizabeth McLeod, Bill Cameron, Paul Cameron, Shelia Cameron, Marina Cameron, Curtis Donaldson, Paul Frederick Downing, Don Dubeau, Steve Donaldson

1.0 CALL TO ORDER

Mayor Twolan called the meeting to order at 6:30 p.m.

2.0 DISCLOSURE OF PECUNIARY INTEREST

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

2.1 CLOSED SESSION

Moved by Elliott
Seconded by Gamble

MOVE TO CLOSED SESSION	342	<p>THAT Huron-Kinloss Township Council move into a Closed Session pursuant to section 239 of the Municipal Act, 2001, as amended at 6:35 p.m. for the purpose of discussing:</p> <ul style="list-style-type: none"> ■ personal matters about an identifiable individual, including municipal or local board employees; <ul style="list-style-type: none"> • Compensation Review
------------------------------	-----	--

Carried.

obtain Part 14 (owned by the Donaldson/Downings) through the severance process.

There have been numerous letters received in regards to maintaining this right of way for private use and they have been attached for your review. In reviewing the documentation received, it is staffs recommendation that the current private right of way status and the legal use by the current noted landowners should be maintained.

On reviewing the history the Township only transferred a grant of easement with respect to existing water pipes over Part 7. It has been our practice not to transfer ownership of these road allowances regardless of how insignificant of a parcel it may seem.

The Donaldson/Downings wish to speak to the matter and have provided some back ground information here for your review.

- Donaldson/Downing letter (owners Part 15 & Part 14)

Letters concerning this matter received from various family members and landowners:

1. Kendra Dubeau Letter	2. Catherine Pushalik
3. Kathleen Colling Bauer & Wayne Bauer Letter	4. Bill McLeod and Family
5. Christine Kirkland	6. Margaret Mac Charles
7. Jennifer Cox	8. Andrew Kirkland
9. Sarah Dubeau	10. Curt Donaldson and Family
11. Katherine and Ken Kirkland	12. Meagan and Jason Higgins Cory Downing

ACTION: Pat Downing delivered a presentation for Council. The Clerk provided a letter that was received from Lisa A. Pitts that was not in the agenda package regarding support for the right-of-way to remain private. Council heard the presentations from both Bowers and Downing and agreed all will remain "status quo". The 6' right-of-way should remain with the Downings/Donaldson's for private use as intended by their predecessors. Council will also retain Part 7 a 6' portion on the old shore road allowance under the Township's ownership and is not interested in a land transfer.

4.2 Bill Bowers Right of Way 8:10 p.m.

Mr. Bowers will be doing a power point presentation regarding the right of way on the Donaldson/Downing property.

STAFF COMMENTS: The presentation has been attached for your review.

ACTION: Bill Bowers did a power point presentation for Council. See the action noted in item 4.1.

5.0 CORRESPONDENCE COPIED FOR WHICH THE DIRECTION OF COUNCIL IS REQUIRED

5.1 Ontario Provincial Police New Billing Model

Moved by Gamble
Seconded by Elliott

ONTARIO
PROVINCIAL
POLICE FUNDING
MODEL FOR 2015

346

WHEREAS the Ontario Provincial Police are proposing a new billing model for charging municipalities for police services, starting in 2015;

AND WHEREAS the new methodology would charge each municipality a flat \$260.00 per household fee for the base costs related to providing police services, plus a variable charge for each call for service in the municipality. The rationale for this is that there is a base fixed cost for providing police services that must be borne by all participating municipalities, regardless of the number of calls for service that the OPP responds to in each municipality, The OPP have advises that 73% of their costs are fixed and 27% are variable;

NOW THEREFORE IT BE RESOLVED THAT the Township of Huron-Kinloss Council hereby endorses the resolution of the Township of The Archipelago and in so doing requests the Ontario Government to not allow the new Ontario Provincial Police billing model proposed for policing services as it is fundamentally flawed, unfair and inequitable

AND FURTHER IT BE RESOLVED THAT the Province of Ontario not allow this type of unfair treatment towards rural Ontario and this model be scrapped immediately.

Carried.

5.2 AMO Conference

The 2014 AMO AGM and Annual Conference is being held in London, ON August 17 - 20, 2014.

STAFF COMMENTS: Room bookings start January 14th, 2014. Are there any Councillors planning on attending?

ACTION: There are no councillors planning on attending at this time.

5.3 Aggregate Resources Act

Moved by Elliott
Seconded by Gamble

AGGREGATE
RESOURCES ACT

347

WHEREAS the Aggregate Resources Act controls and regulates aggregate operations on Crown and private lands;

AND WHEREAS the Act provides that every licensee or holder of an aggregate permit shall pay an annual fee to local municipalities

AND WHEREAS peat-moss extractors are not subjected to annual fees;

AND WHEREAS in the Act, the word "earth" does not include topsoil and peat moss'

AND WHEREAS municipalities must ensure the protection of the road network as heavy trucks carrying peat moss contribute to the deterioration of roads and infrastructures;

NOW THEREFORE IT BE RESOLVED THAT the Township of Huron-Kinloss Council hereby endorses the resolution of the United Counties of Prescott and Russell and in so doing requests the Ministry of Natural Resources to amend the Aggregate Resources Act to ensure that peat moss extractors are subject to the same criteria as other aggregate extractors.

Defeated.

6.0 **FINANCIAL REPORTS**

6.1 Payment of Current Accounts as Presented

Moved by Elliott
Seconded By Gamble

APPROVE
DECEMBER
ACCOUNTS

348

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

Carried.

6.2 Payment of Previous Month Actual Accounts

Moved by Gamble
Seconded by Elliott

APPROVE
ACTUAL
NOVEMBER
PAYMENTS

349

THAT Huron-Kinloss Township Council hereby approves the payment of the November 2013 accounts in the amount of \$934,114.00.

Carried.

6.3 Summary Revenue/Expenditure Reports

Reports for Township, RHCC and Point Clark CC to November 30, 2013.

Moved by Elliott
Seconded by Gamble

NOV REVENUE
EXPENDITURE
REPORTS

350

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

Carried.

6.4 Council Timesheets

As the end of the year is fast approaching, we would appreciate if you could hand in any outstanding timesheets as soon as possible.

STAFF COMMENTS: Thank you for your co-operation.

ACTION: Noted.

6.5 Small Rural and Northern Municipal Infrastructure Fund Capital Program

We have been notified that our expression of interest for the Lucknow Standpipe project did not pass the pre-screening to move on to the full application process.

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

ACTION: Noted.

6.6 Bridge Related Needs – 2014 Project

Moved by Gamble
Seconded by Elliott

APPROVE
BRIDGE
REHABILITATION
PROJECT

351

THAT Huron-Kinloss Township Council hereby accepts the recommendations contained in the November 28, 2013 staff report and grants pre budget approval for the rehabilitation of the Concession 6 Corridor Bridges at an estimated cost of \$280,000.00 to be funded from the bridge replacement/Federal Gas Tax reserve fund (\$264,000.00) and 2014 maintenance budget (\$16,000.00).

Carried.

6.7 Minutes of Settlement

The Taxation and Revenue Clerk has prepared a report for your review.

STAFF COMMENTS: Included in the report.

ACTION: Received and filed.

6.8 Sale of Property for Tax Arrears

There is a property in the Township with a registered tax arrears certificate that is now eligible for sale. If the owner does not pay the full cancellation price, the property will be advertised for sale beginning December 24th and tenders accepted until February 4, 2014.

STAFF COMMENTS: We bring this to your attention for information purposes.

ACTION: Noted.

7.0 REPORTS OF STAFF AND COMMITTEES

7.1 Permanent Alcohol Licence Stakeholders Meeting

A stakeholder meeting was held December 4th, 2013 to review the Permanent Licence Policy.

STAFF COMMENTS: We have attached the meeting Minutes for your review. There was concern regarding the profit share arrangement proposed. Staff communicated that the profit share will be evaluated again in 2014. Our goal is to

ensure that our costs are recovered and that the improved responsible service of Alcohol combined with rewarding profit share with community stakeholders and stag and does will provide renters with a facility that is attractive for all users for events. We recommend that the Permanent Licence policy be brought forward for adoption as previously presented.

ACTION: There was further discussion regarding comments from the stakeholder meeting. Council approved bringing the by-law forward.

7.2 Annual Lake Huron Lakeshore Friendship Club Donation

We have received the Annual Huron Lakeshore Friendship donation of \$2000.00 in lieu of rentals fees.

STAFF COMMENTS: We bring this forward for information purposes. Thank you notes will be sent.

ACTION: Noted.

7.3 ROMA/OGRA Conference

We have received notice that requests for meetings with the Ministers' will be accepted until Friday January 17th, 2014.

STAFF COMMENTS: Does Council wish to submit any delegation requests?

ACTION: The Clerk will submit a request for a meeting with the Ministry of Infrastructure for the Natural Gas Project.

7.4 Bridge Related Needs

Moved by Abbott
Seconded by Hanna

APPROVE
BRIDGE LIMITS
AND CLOSURE

352

THAT Huron-Kinloss Township Council hereby approves the recommendations contained in the Bridge Related Needs report dated November 28, 2013 prepared by B.M. Ross and Associates Limited to implement a 15 tonne load limit on Structure H52 and close baseline bridge (H35) to traffic until further notice.

Carried.

7.5 Recreation Staff Resignation

Scott Brown has resigned his position as a Casual Part-Time Facility Maintainer effective December 21st, 2013. Scott provided us with the standard two weeks' notice.

STAFF COMMENTS: Scott was a good employee and will be missed. It is with regret that we accept his resignation.

ACTION: Noted.

8.0 BY-LAWS AND AGREEMENTS

8.1 Adopt Victory Rides/Parade Use Policy By-Law

Moved by Hanna
Seconded by Abbott

ADOPT VICTORY
RIDES/PARADE
USE POLICY

353

THAT leave be given to introduce By-Law Number 2013-120 being the "Adopt Victory Rides Parade use Policy By-Law" and that it now be read severally a first, second and third time and finally passed this 16th day of December, 2013.

Carried

8.2 Calcium Chloride Tender Acceptance 2014 By-Law

Moved by Abbott
Seconded by Murray

CALCIUM
CHLORIDE
TENDER
ACCEPTANCE
2014

354

THAT leave be given to introduce By-Law Number 2013-121 being the "Calcium Chloride Tender Acceptance By-Law" and that it now be read severally a first, second and third time and finally passed this 16th day of December, 2013.

Carried.

8.3 Consolidated Recreation Fees, December 2013 By-Law

Moved by Abbott
Seconded by Murray

CONSOLIDATED
RECREATION
FEES,
DECEMBER 2013

355

THAT leave be given to introduce By-Law Number 2013-122 being the "Consolidated Recreation Fees, December, 2013 By-Law" and that it now be read severally a first, second and third time and finally passed this 16th day of December, 2013.

Carried.

8.4 Adopt Permanent Liquor Sales Licence Policy By-Law

Moved by Abbott

Seconded by Hanna

ADOPT
PERMANENT
LIQUOR SALES
LICENCE POLICY

356

THAT leave be given to introduce By-Law Number 2013-94 being the "Adopt Permanent Liquor Sales Licence Policy By-Law" and that it now be read a third time and finally passed this 16th day of December, 2013.

Carried.

8.5 George and Esther Martin – Kennel Zoning Amendment By-Law

Moved by Hanna
Seconded by Abbott

GEORGE AND
ESTHER MARTIN
– KENNEL
ZONING
AMENDMENT

357

THAT leave be given to introduce By-Law Number 2013-123 being the "George and Esther Martin – Kennel Zoning Amendment By-Law" and that it now be read severally a first, second and third time and finally passed this 16th day of December, 2013.

Carried.

8.6 Freeman Zoning Amendment By-Law

Moved by Murray
Seconded by Abbott

FREEMAN
ZONING
AMENDMENT

358

THAT leave be given to introduce By-Law Number 2013-124 being the "Freeman Zoning Amendment By-Law" and that it now be read severally a first, second and third time and finally passed this 16th day of December, 2013.

Carried.

8.7 Brown Zoning Amendment By-Law

Moved by Abbott
Seconded by Murray

BROWN ZONING
AMENDMENT

359

THAT leave be given to introduce By-Law Number 2013-125 being the " Brown Zoning Amendment By-Law" and that it now be read severally a first, second and third time and finally passed this 16th day of December, 2013.

Carried.

8.8 Freeman Brown OP Amendment No. 32 By-Law

Moved by Murray
Seconded by Abbott

FREEMAN
BROWN OP
AMENDMENT
NO. 32

360

THAT leave be given to introduce By-Law Number 2013-126 being the "Freeman Brown OP Amendment No. 32 By-Law" and that it now be read severally a first, second and third time and finally passed this 16th day of December, 2013.

Carried.

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

9.1 Warden of Bruce County

The County of Bruce has provided notification that the new Warden for 2014 is Mayor John Close of the Town of South Bruce Peninsula.

STAFF COMMENTS: We bring this to your attention for information purposes.

ACTION: Noted.

9.2 Ausable Bayfield Maitland Valley Proposed Source Protection Plans

We have received notice from Ausable Bayfield Maitland Valley Source Protection Region regarding revisions that have been made to the Proposed Source Protection Plan based on comments received from the Ministry of the Environment (MOE).

STAFF COMMENTS: We have copied the letter for your review for information purposes.

ACTION: Receive and filed.

10.0 TOWNSHIP COMMITTEE MINUTES RECEIVED

10.1 Lucknow & District Joint Recreation Board

Minutes of meeting held October 16th, 2013

11.0 NEW BUSINESS/COUNCIL REPORTS

11.1 Youth Activity and Technology Centre

Mayor Twolan brought up information on a project for the Town of Hanover to bring a Youth Activity and Technology Centre to Hanover.

STAFF COMMENTS: None at this time.

ACTION: Council wishes to send a letter of support for the project. The following resolution was passed.

Moved by Abbott
Seconded By Murray

YOUTH ACTIVITY & TECHNOLOGY CENTRE 361 THAT Huron-Kinloss Township Council hereby authorizes the Clerk to prepare a letter of support for The Town of Hanover for their Rural Economic Development Fund application for the proposed Youth Activity & Technology Centre

Carried.

12.0 OTHER AGENCY MINUTES & REPORTS RECIEVED

- 12.1 Multi-Municipal Wind Turbine Working Group
Minutes of meeting held October 10th, 2013

- 12.2 Maitland Valley Conservation Authority
Minutes of meeting held October 16th, 2013

13.0 CORRESPONDENCE AND INFORMATION ON COUNCIL TABLE

13.1	AMO	AMO Watch File – December 5 th , 2013
13.2		AMO Communications – <i>New Child Care Legislation Introduced</i> December 3, 2013
13.3		AMO Watch File –November 28 th , 2013
13.4		AMO Communications – <i>Highlights of the November 2013 Board Meeting</i> November 27, 2013
13.5		AMO Communications – <i>Connections Energy Symposium 2013</i> November 27, 2013
13.6	<i>Grey Bruce Health Unit</i>	News Release – <i>Flu Arrives in Grey Bruce</i> – December 10 th , 2013
13.7		News Release – <i>The Cost of Easting Well in Grey Bruce</i> – December 5 th , 2013
13.8		News Release – <i>Have You Got Yyour Flu Shot Yet?</i> – November 29 th , 2013
13.9	<i>General</i>	Planning for 2014 and Beyond (Election) December 9 2013
13.10		ABCA Source Protection Region letter November 26 th , 2013
13.11		Ontario Power Generation Scope of Work and Proposed Response Dates for Information Request Package # 12 December 6 th , 2013
13.12		Notice of Adoption of Official Plan Amendment – Township of Ashfield-Colborne-Wawanosh November 29 th , 2013

13.13		Lake Huron e-news – December 2013
13.14		Ministry of Citizenship and Immigration – Ontario Medal for Young Volunteers November 2013

14.0 CLOSED SESSION

Moved by Abbott
Seconded by Murray

MOVE TO
CLOSED
SESSION

362

THAT Huron-Kinloss Township Council move into a Closed Session pursuant to section 239 of the Municipal Act, 2001, as amended at 9:10 p.m. for the purpose of discussing:

- the security of property of the municipality or local board;
 - Natural Gas Project
- personal matters about an identifiable individual, including municipal or local board employees;
 - Casual Part-time Hires
 - Employee Probation

Carried.

15.0 RETURN TO OPEN SESSION

Moved by Hanna
Seconded by Abbott

RISE FROM
CLOSED
SESSION

364

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

Carried.

16.0 BUSINESS ARISING FROM THE CLOSED SESSION

16.1 Non-Union Municipal Employee Salary Range 2014 By-Law

Moved by Murray
Seconded by Hanna

NON-UNION
MUNICIPAL
EMPLOYEE
SALARY RANGE
2014

365

THAT leave be given to introduce By-Law Number 2013-127 being the "Non-Union Municipal Employee Salary Range 2014 By-Law" and that it now be read severally a first, second and third time and finally passed this 16th day of December, 2013.

Carried.

16.3 Casual Part-time Hires

Moved by Hanna
Seconded by Murray

CASUAL PART
TIME HIRES 367

THAT Huron-Kinloss Township hereby authorizes the hiring of Phil Van Hardeveld as Casual Part-time Facility Maintainer for the Ripley-Huron Community Centre effective immediately.

Carried.

17.0 CONFIRMING BY-LAW

Moved by Abbott
Seconded by Hanna

DECEMBER, 2013
CONFIRMATORY
BY-LAW 368

THAT leave be given to introduce By-Law Number 2013-129 being the "December, 2013 Confirmatory By-Law" and that it now be read severally a first, second and third time and finally passed this 16th day of December, 2013.

Carried.

18.0 ADJOURN

Moved by Murray
Seconded by Abbott

ADJOURN 369

THAT Huron-Kinloss Township Council do now adjourn.

Carried

Original Signed by Mitch Twolan

Mayor

Original Signed by Sonya Watson

Clerk