

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

Township of Huron-Kinloss Council met in regular session on the 22nd day of February 2011 at 3:22 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	(P)
Administrator	Mary Rose Walden	(P)
Clerk	Sonya Watson	(A)
Treasurer	Jodi MacArthur	(P)

OTHERS PRESENT: Liz Dadson, Barb MacKay, Ken Kilpatrick, Garrit Reid, D. Ellis, Sean Gordon, Cheryl Murray, Tony Clark, Rick Thompson, Gary Shepherd.

1.0 CALL TO ORDER

Mayor Twolan called the meeting to order at 3:22 pm.

2.0 DISCLOSURE OF PECUNIARY INTEREST

<u>Name</u>	<u>Item</u>	<u>Nature of Interest</u>
Councillor Jeff Elliott	4.1, 7.1, 7.2, 7.3	Landowner

3.0 ADOPTION OF MINUTES

Moved by Elliott
Seconded by Sloetjes

ADOPT COUNCIL MINUTES	27	THAT Huron-Kinloss Township Council hereby adopts the January 17th, 2011 Council Meeting Minutes as written.
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Carried

Moved by Sloetjes
Seconded by Elliott

ADOPT GENERAL COMMITTEE MINUTES	28	THAT Huron-Kinloss Township Council hereby adopts and approves the staff recommendations of the February 7 th , 2011 General Committee Meeting Minutes as written.
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Carried

4.0 DEPUTATIONS AND PETITIONS

- 4.1 David Weber & Paul Martin Industrial Wind Turbines 4:00 p.m.

STAFF COMMENTS: None at this time.

ACTION: Councillor Murray was notified that the delegation wished to cancel. They provided a letter to Council in regards to the wind turbine tower program stating that "The Mennonite Community in Kinloss Township is agreed that we do not want to be involved in this program and are not signing contracts or participating". The letter was signed on behalf of the Mennonite Community by Deacon -David M. Weber.

5.0 CORRESPONDENCE COPIED FOR WHICH THE DIRECTION OF COUNCIL IS REQUIRED

- 5.1 Exemption to Noise By-Law

We have received correspondence from a resident at Cottage 128 Bruce Beach Road requesting an exemption from the Noise by-law on September 3rd, 2011 for a wedding celebration. The celebration will be held at the ball diamond owned by the Cameron Grove Cottager's Association of which 128 Bruce Beach Road is a part of.

Moved by Elliott
Seconded by Sloetjes

EXEMPTION
TO NOISE
BY-LAW

29

THAT the Township of Huron-Kinloss Council hereby grants exemption to Section 3.5 of the Noise By-law 2005-101 as amended to Cottage 128 Bruce Beach Road or Roll # 41 07-160-008-14300 for a celebration to be held in Cameron Grove (Roll # 41 07 160 008 13701) for September 3rd, 2011 to September 4th, 2011 for the extended hours of 2300 one day to 0200 next day.

Carried.

- 5.2 Rock Check Dams

Please find enclosed an email concerning the implementation of Rock Check Dams.

STAFF COMMENTS: This letter was received right after the January Council meeting where Council had given direction for a response letter. That same letter was already forwarded to this individual. We bring this to your attention as per our correspondence policy.

ACTION: Note and file.

- 5.3 Clean Water Funding

We have received a letter from a resident requesting the Township of Huron-Kinloss Council take initiative and encourage Bruce County to get a similar program to Huron County's Clean Water Project running in Bruce County.

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

ACTION: Direct him to correspond with the County.

5.4 Exemption to Noise By-Law

We have received correspondence from the resident at Cottage 84-2 Bruce Beach Road requesting an exemption from the Noise by-law on July 16, 2011 for their second outdoor party. They held this event last year and it was well received by the neighbours.

Moved by Sloetjes
Seconded by Gamble

EXEMPTION
TO NOISE
BY-LAW

30

THAT the Township of Huron-Kinloss Council hereby grants exemption to Section 3.5 of the Noise By-law 2005-101 as amended to Cottage 84-2 Bruce Beach Road or Roll # 41 07-160-008-23601 for an outdoor party to be held July 16th, 2011 to July 17th, 2011 for the extended hours of 2300 one day to 0100 next day.

Carried.

6.0 FINANCIAL REPORTS

6.1 Payment of Current Accounts as Presented

Moved by Sloetjes
Seconded By Elliott

APPROVE FEB
ACCOUNTS

31

THAT Huron-Kinloss Township Council hereby authorizes the payment of the February, 2011 accounts as presented.

Carried.

6.2 Payment of Previous Month Actual Accounts

Moved by Elliott
Seconded by Gamble

APPROVE
ACTUAL JAN
PAYMENTS

32

THAT Huron-Kinloss Township Council hereby approves the payment of the January, 2011 accounts in the amount of \$1,067,634.91.

Carried.

6.3 Summary Revenue/Expenditure Reports 

Reports for Township, RHCC and Point Clark CC to January 31, 2011.

Moved by Gamble
Seconded by Elliott

REVENUE
EXPEND-
ITURE REPORT

33

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

Carried.

6.4 1/3 Tax Free Allowance for Council Members

Moved by Sloetjes
Seconded by Gamble

1/3 TAX FREE
ALLOWANCE
FOR COUNCIL
MEMBERS

34

WHEREAS subsection 255(1) of the Municipal Act, R.S.O. 1990, c. M.45, as amended, provides that one-third of the remuneration paid to the elected members of councils and their local boards shall be considered as expenses incident to the discharge of their duties as members of council or local board; and

WHEREAS subsection 283 (5) of the Municipal Act, R.S.O. 2001, c. M.25, as amended, provides that if a resolution of a municipality under subsection 255 (2) or (3) of the old Act is not revoked before January 1, 2003, the resolution shall be deemed to be a by-law of the municipality and one-third of the remuneration paid to the elected members of council and its local boards is deemed as expenses incident to the discharge of their duties as members of the council or local board;

WHEREAS subsection 283 (7) of the Municipal Act, R.S.O. 2001, c. M25, as amended, provides that on or after December 1, 2003 a council shall review a by-law under subsection (5) at a public meeting at least once during Council term;

WHEREAS the Council of the Township of Huron-Kinloss hereby deems it desirable to continue the provisions of subsection 255(1) of the Municipal Act.

NOW THEREFORE BE IT RESOLVED THAT it is the intention of the Council of the Township of Huron-Kinloss that the provisions of subsection 255(1) continue to apply to the elected members of Council and its local boards until December 31st, 2014.

Carried.

6.5 Maitland Valley Conservation Authority 2011 Budget

STAFF COMMENTS: MVCA requires our approval of the 2011 budget.

ACTION: Approved.

Moved by Elliott
Seconded by Sloetjes

APPROVE
MVCA 2011
BUDGET

35

THAT Huron-Kinloss Township Council hereby approves the Maitland Valley Conservation Authority 2011 draft budget.

Carried.

6.6 Saugeen Valley Conservation Authority 2011 Budget

STAFF COMMENTS: SVCA requires our approval of the 2011 budget.

ACTION: Approved.

Moved by Gamble
Seconded by Elliott

APPROVE
SVCA 2011
BUDGET

36

THAT Huron-Kinloss Township Council hereby approves the Saugeen Valley Conservation Authority 2011 draft budget.

Carried.

6.7 Council Remuneration Report

As required by Section 284 (1) of the Municipal Act, 2001, a statement of remuneration for 2010 has been compiled by the Treasurer.

STAFF COMMENTS: This report is included in your package. We bring this forward for information purposes.

ACTION: Received and filed.

6.8 Minutes of Settlement

Moved by Elliott
Seconded by Sloetjes

MINUTES OF
SETTLEMENT 37

THAT Huron-Kinloss Township Council have no objection to Minutes of Settlement for the following properties:

<u>Year</u>	<u>Property Location</u>	<u>Roll #</u>	<u>Before</u>		<u>After</u>	
2010	711 Victoria Rd	41-07-160-005- 07800	RT	500,500	RT	451,000
2012			RT	564,000	RT	465,000
		Destination CVA				

Carried.

7.0 REPORTS OF STAFF AND COMMITTEES

Councillor Elliott declared a conflict of interest, vacated his seat and left Council Chambers for 7.1, 7.2 & 7.3.

7.1 Industrial Wind Turbines – North Perth

Moved by Sloetjes
Seconded by Gamble

INDUSTRIAL
WIND
TURBINES-
NORTH PERTH

38

THAT The Township of Huron-Kinloss Council hereby endorses the resolution of the Municipality of North Perth and in so doing Requests the Ontario Provincial Government to implement a moratorium on Industrial Wind Turbines until independent health studies have been completed and a full environmental study be done to determine the possible impact, and all related potential costs that will be incurred by the Municipality and the effect on property values in the affected areas and the introduction of legislation that grants some power to deal with these wind turbines be restored to allow municipalities to set appropriate setbacks specific to their jurisdiction and to implement such other measures as they deem necessary.

Carried.

7.2 Industrial Wind Turbines- Arran Elderslie

Moved by Gamble
Seconded by Sloetjes

INDUSTRIAL
WIND
TURBINES

39

WHEREAS It is the primary function of all levels of government to function at all times with the Health, Safety and Well Being of their constituents as a high priority; and

WHEREAS, it is imperative for these reasons along with others, that all levels of government function with due diligence, the precautionary principal, and common sense when dealing with all issues; and

WHEREAS The Medical Officer of Health for Grey Bruce has clearly stated after looking into the situation that the current setback of Industrial Wind Turbines from people's homes certainly appears to have a very negative effect on some of the people's health and that a 3rd party independent study must be done, and

WHEREAS the Provincial Government of Ontario after having been told of the associated problems with the current sites chosen for Industrial Wind Turbines many, many times and having shown no concern whatsoever for the Health, Safety and Well Being of the people we represent;

NOW THEREFORE IT BE RESOLVED THAT the Township of Huron-Kinloss Council endorses the resolution of Arran-Elderslie to impose a freeze on the issuance of any kind of permits that would lead to the construction of Industrial Wind Turbines until such time that our Medical Officer of Health, Dr. Hazel Lynn has completed a study or had an approved 3rd party study done to her parameters that answers these

questions to her satisfaction and at that point we shall move forward based on solid information from the study or studies involved.

Carried.

7.3 Industrial Wind Turbines in Huron-Kinloss

Moved by Abbott
Seconded by Murray

INDUSTRIAL
WIND
TURBINES IN
HURON-
KINLOSS

40

WHEREAS, It is the primary function of all levels of government to function at all times with the Health, Safety and Well Being of their constituents as a high priority; and

WHEREAS, it is imperative for these reasons along with others, that all levels of government function with due diligence, the precautionary principal, and common sense when dealing with all issues; and

WHEREAS The Medical Officer of Health for Grey Bruce has clearly stated after looking into the situation that the current setback of Industrial Wind Turbines from people's homes certainly appears to have a very negative effect on some of the people's health and that a 3rd party independent study must be done; and

WHEREAS the Provincial Government of Ontario after having implemented the Green Energy Act has not shown concern for the Health, Safety and Well Being of the people we represent; and

WHEREAS, the Township of Huron-Kinloss Council has adopted a Wind Turbine Development Policy in an effort to protect the residents of Huron-Kinloss from health related and land development concerns; and

NOW THEREFORE IT BE RESOLVED THAT the Township of Huron-Kinloss Council will not issue building permits for Industrial Wind Turbines to those developers who do not adhere to the policies contained in the Wind Turbine Development Policy.

Carried.

7.4 Set Fines for Prohibition of Snow Piling on Highways By-Law

We have provided you with a schedule of the short form wordings for By-Law 2011-07 being the "Prohibition of Snow Piling on Highways By-Law."

STAFF COMMENTS: We feel \$200.00 is a reasonable and fair fine for such activity can prove to be dangerous to motorists. If approved by Council the fines will be sent on to the Chief Judge for approval.

ACTION: Approved. The following motion was passed.

Moved by Murray
Seconded by Abbott

SET FINES
FOR
PROHIBITION
OF SNOW
PILING ON
HIGHWAYS
BY-LAW

41

THAT Huron-Kinloss Township Council hereby accepts the recommendations of the Clerk for set fines of \$200.00 as outlined on the attached schedule and as such approves the Short Form Wordings and the suggested Set Fines as indicated for By-Law 2011-07 being the "Prohibition of Snow Piling By-law".

Carried.

8.0 BY-LAWS AND AGREEMENTS

8.1 Waste Management Amendment (1) By-Law

Moved by Abbott
Seconded by Murray

WASTE
MANAGEMENT
AMENDMENT (1)

42

THAT leave be given to introduce By-Law Number 2011-09 being the "Waste Management By-Law" and that it now be read severally a first, second and third time and finally passed this 22nd day of February, 2011.

Carried

8.2 March 2011 Tile Loan Debenture By-Law

Moved by Abbott
Seconded by Murray

MARCH 2011
TILE LOAN
DEBENTURE

43

THAT leave be given to introduce By-Law Number 2011-10 being the "March 2011 Tile Loan Debenture By-Law" and that it now be read severally a first, second and third time and finally passed this 22nd day of February, 2011.

Carried

8.3 Municipal VoterView (MVV) Services Agreement By-Law

The Municipal Voter View Service was used for the 2006 and 2010 municipal election. This database is regularly updated with deceased until the 2014 election. All address changes, additions and deletions made for the 2006 and 2010 election are maintained in this database. Without the MVV service we would have to rely solely on a new list from MPAC for each election.

Moved by Hanna
Seconded by Abbott

MUNICIPAL
VOTERVIEW
(MVV)
SERVICES
AGREEMENT

44

THAT leave be given to introduce By-Law Number 2011-11 being the "Municipal VoterView (MVV) Services Agreement By-Law" and that it now be read severally a first, second and third time and finally passed this 22nd day of February, 2011.

Carried

8.4 Smoke Free Recreational Spaces By-Law

Moved by Hanna
Seconded by Abbott

SMOKE FREE RECREATIONAL SPACES 45 THAT leave be given to introduce By-Law Number 2011-12 being the "Smoke Free Recreational Spaces By-Law" and that it now be read severally a first, second and third time and finally passed this 22nd day of February, 2011.

Carried

8.5 BASWR Garbage Collection Contract Renewal Acceptance By-Law

Moved by Abbott
Seconded by Hanna

BASWR GARBAGE COLLECTION CONTRACT RENEWAL ACCEPTANCE 46 THAT leave be given to introduce By-Law Number 2011-13 being the "BASWR Garbage Collection Contract Renewal Acceptance By-Law" and that it now be read severally a first, second and third time and finally passed this 22nd day of February, 2011.

Carried

8.6 Reavie Municipal Drain Repair By-Law

Moved by Murray
Seconded by Abbott

REAVIE MUNICIPAL DRAIN REPAIR 47 THAT leave be given to introduce By-Law Number 2011-14 being the "Reavie Municipal Drain Repair By-Law" and that it now be read severally a first, second and third time and finally passed this 22nd day of February, 2011.

Carried

8.5 February 2011 Confirmatory By-Law

Moved by Murray
Seconded by Abbott

FEBRUARY 2011 CONFIRMATORY 48 THAT leave be given to introduce By-Law Number 2011-15 being the "February 2011 Confirmatory By-Law" and that it now be read severally a first, second and third time and finally passed this 22nd day of February, 2011.

Carried

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

9.1 Correspondent Letter

We have received a letter concerning wind and solar power development

STAFF COMMENTS: The letter has been copied as per the correspondence policy. Staff will prepare a response stating the letter has been reviewed by Council.

ACTION: Note and file.

10.0 TOWNSHIP COMMITTEE MINUTES COPIED

10.1 Ripley-Huron Minor Hockey

Minutes of meeting held November 10th, 2010 & January 6th, 2011

10.2 Lucknow Community Health Centre Board

Minutes of meeting held February 8th, 2011

10.3 Lucknow & District Fire Board

Minutes of meeting held February 10th, 2011

10.4 Lucknow & District Joint Recreation Board

Minutes of meeting held November 9th, 2010

11.0 NEW BUSINESS

No items raised.

12.0 OTHER AGENCY MINUTES & REPORTS RECIEVED

12.1 Wingham Physician Recruitment Committee

Minutes of meeting held January 17th, 2011

12.2 Mid-Huron Landfill Site Board

Minutes of meeting held January 19th, 2011

12.3 Bruce Coast Lighthouse Partners

Minutes of meeting held January 26th, 2011

13.0 CORRESPONDENCE AND INFORMATION ON COUNCIL TABLE

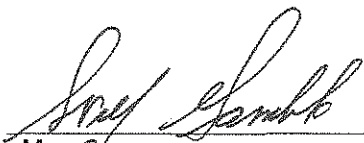
13.1	AMO	AMO Report to Members on January 2011 Board Meeting, February 14, 2011
13.2		AMO Breaking News: Government Will Introduce New Ontario Works Funding Model for Administration, February 11, 2011
13.3		AMO communicate New Urban Vision – 2011 AMO Urban Symposium February 11, 2011
13.4		AMO Breaking News : Gas Tax Fund – Eligible Categories February 10, 2011
13.5		AMO Watch File - February 10, 2011
13.6		AMO Watch File -- February 3, 2011
13.7	Grey Bruce Health Unit	News Release: <i>Secondary School Immunization Clinics Underway</i> , February 4, 2011
13.8	General	Regional tourism Organization 7 – Board of Directors
13.9		Drinking Water Source Protection – Sample letter to Property Owners, February 14, 2011
13.10		Ministry of the Environment – Source Protection Programs Branch <i>Update on Clean Water Act, 2006</i> January 7, 2010
13.11		Lake Huron Centre for Coastal Conservation e-news February 2011
13.12		Ombudsman Ontario: Open Municipal Meetings in Ontario February 7, 2011
13.13		Great Lakes and St. Lawrence Cities Initiative <i>Making Waves</i> , February 3, 2011
13.14		Great Lakes and St. Lawrence Cities Initiative <i>Call for Resolutions</i> - January 12, 2011
13.15		1 st Annual South West LHIN Quality Symposium
13.16		Announcing One care (Home and Community Support Services)
13.17		Invitation to Business Owners – Saugeen Shores Business Enterprise Centre

14.0 ADJOURN

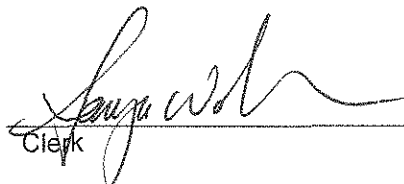
Moved by Hanna
Seconded by Murray

ADJOURN 49 THAT Huron-Kinloss Township Council do now adjourn to meet again on March 7th, 2011 at 9:30 a.m. or at the Call of the Mayor.

Carried



Mayor



Clerk