

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

Township of Huron-Kinloss Council met in regular session on the 20th day of June, 2011 at 7:00 p.m. in the Township of Huron-Kinloss Council Chambers.

<b>Mayor</b>	<b>Mitch Twolan</b>	<i>arrived at 8:05 p.m.</i>	<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>Jeff Elliott</b>		<b>(P)</b>
	<b>Jim Hanna</b>		<b>(P)</b>
	<b>Don Murray</b>		<b>(P)</b>
	<b>Carl Sloetjes</b>		<b>(P)</b>
<b>Administrator</b>	<b>Mary Rose Walden</b>		<b>(P)</b>
<b>Clerk</b>	<b>Sonya Watson</b>		<b>(P)</b>
<b>Treasurer</b>	<b>Jodi MacArthur</b>		<b>(P)</b>

**OTHERS PRESENT:** Liz Dadson, Barb McKay, Ken Kilpatrick, Garit Reid, Kyle Wheeler

**1.0    CALL TO ORDER**

Deputy Mayor Gamble called the meeting to order at 7:30 p.m.

**2.0    DISCLOSURE OF PECUNIARY INTEREST**

<u>Name</u>	<u>Item</u>	<u>Nature of Interest</u>
Mayor Twolan	9.2	Client

**3.0    ADOPTION OF MINUTES**

Moved by Elliott  
Seconded by Sloetjes

ADOPT COUNCIL MINUTES	187	THAT Huron-Kinloss Township Council hereby adopts the May 16 <sup>th</sup> , 2011 Council Meeting Minutes and the May 30 <sup>th</sup> , 2011 Special Council Meeting Minutes as written.	Carried.
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Moved by Sloetjes  
Seconded by Elliott

ADOPT GENERAL COMMITTEE MINUTES	188	THAT Huron-Kinloss Township Council hereby adopts and approves the staff recommendations of the June 6 <sup>th</sup> , 2011 General Committee Meeting Minutes as written.	Carried.
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**4.0 DEPUTATIONS AND PETITIONS**

No delegations scheduled.

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

**5.1 Exemption to Noise By-Law**

Moved by Sloetjes  
Seconded by Elliott

EXEMPTION TO NOISE BY-LAW	189	THAT the Township of Huron-Kinloss Council hereby grants an exemption to Section 3.2 of the Noise By-law 2005-101 as amended to 711 Victoria Road or Roll # 41 07-160-005-07800 for a small fireworks display to be held on June 11 <sup>th</sup> , 2011 between 10:00 p.m. and 10:30 pm.
		Carried.

**5.2 Annual Mushball Tournament a Community Festival**

The Ripley Classics Old Timer Hockey team, organizers of the annual Mushball tournament, are requesting to have their event declared a community festival. The tournament will run from July 15<sup>th</sup> at 7:00 pm to July 17<sup>th</sup>, 2011 inclusive at the Ripley-Huron Community Centre.

STAFF COMMENTS: We have prepared the following resolution for your consideration.

**ACTION:**

Moved by Elliott  
Seconded by Sloetjes

MUSHBALL TOURNAMENT A COMMUNITY FESTIVAL	190	THAT Huron-Kinloss Council declares the annual Mushball Tournament scheduled to be held July 15th through July 17th, 2011 at the Ripley-Huron Community Centre a Community Festival for the purpose of facilitating the organizers to obtain the appropriate liquor licence.
		Carried.

**5.3 Negative Impact of Ground Mounted Solar Systems**

Moved by Elliott  
Seconded by Sloetjes

NEGATIVE IMPACT OF GROUND MOUNTED SOLAR SYSTEMS	191	THAT Huron-Kinloss Township Council hereby endorse the resolution of the Town of Thessalon and in so doing petitions the Government of Ontario through the Minister of Energy and Infrastructure to reconsider the provisions of the Green Energy and Green Economy Act, 2009 and to address the provisions having regard for the negative impact created by the installation of ground mounted solar systems within residential and commercial areas in municipalities.
		Carried.

5.4 Compliance to Election Financial Reporting Requirements

Moved by Sloetjes  
Seconded by Elliott

COMPLIANCE TO ELECTION FINANCIAL REPORTING REQUIREMENTS 192 THAT Huron-Kinloss Township Council hereby endorses the resolution of the United Townships of Head, Clara and Maria and requests the Province of Ontario immediately amend the Municipal Elections Act to ensure that municipal representatives and candidates are held to the same standard as their provincial counterpart with regard to the penalties applicable for non-compliance to the election financial reporting requirements.

Carried.

5.5 Mid Huron Landfill Site

We have received a letter from the Mid Huron Landfill Site Board regarding the revised closure date for the Mid Huron Landfill.

STAFF COMMENTS: The letter has been copied for your review.

ACTION: An update will be provided status of the C of A's for the Huron and Kinloss landfill sites.

5.6 Financial Assistance to Help Small Communities on Municipal Drinking Water Systems

Moved by Sloetjes  
Seconded by Elliott

FINANCIAL ASSISTANCE TO HELP SMALL COMMUNITIES ON MUNICIPAL DRINKING WATER SYSTEMS 193 THAT Huron-Kinloss Township Council hereby endorses the resolution of the Township of Chatsworth and advises the Ministry of the Environment that the preparation of the Financial Plan as required from the Township of Chatsworth under their Municipal Drinking Water Licenses for both the Chatsworth and Walters Falls Drinking Water Systems was prepared satisfying Ontario Regulation 453/07 and also that said Financial Plan is available without charge;

AND FURTHER THAT this plan identified a significant financial burden to the water system users over the next 6 year period and that financial assistance to help small communities be provided.

Carried.

5.7 Chantry Chinook Classic Salmon Derby

We have received an invitation from the 2011 Derby Committee.

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

ACTION: No Councillors are able to attend. The Clerk will send a response.



6.2 Payment of Previous Month Actual Accounts

Moved by Sloetjes  
Seconded by Elliott

APPROVE ACTUAL MAY PAYMENTS 196 THAT Huron-Kinloss Township Council hereby approves the payment of the May 2011 accounts in the amount of \$503,174.43.

Carried.

6.3 Summary Revenue/Expenditure Reports

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

Moved by Elliott  
Seconded by Sloetjes

REVENUE EXPENDITURE REPORT 197 THAT Huron-Kinloss Township Council reviews and receives the summary revenue/expenditure reports of the Treasurer as written.

Carried.

6.4 Redevelopment of Huronville Well

Moved by Sloetjes  
Seconded by Elliott

HURONVILLE WELL REDEVELOPMENT 198 THAT Huron-Kinloss Township Council hereby authorizes W. D. Hopper & Sons Ltd. to undertake repairs related to the redevelopment of the Huronville well at an estimated cost of \$40,000 and; FURTHER THAT this expenditure shall be funded from the Lakeshore Area Waterworks Reserve Fund.

Carried.

6.5 Natural Gas Feasibility Study

Moved by Sloetjes  
Seconded by Elliott

NATURAL GAS FEASIBILITY STUDY 199 THAT Huron-Kinloss Township Council hereby authorizes an expenditure in the amount of \$8,125.00 to participate in Phase 1 and 2 of the feasibility study with Union Gas as presented by the Penetangore Regional Economic Development Committee and the Municipality of Kincardine on June 6, 2011 and; FURTHER THAT this expenditure shall be funded from the 2011 general surplus or deficit.

Carried.

6.6 Authorize Lucknow Logo/Branding ("Spruce the Bruce")

Moved by Elliott  
Seconded by Sloetjes

LUCKNOW  
LOGO/  
BRANDING

200

THAT Huron-Kinloss Township Council hereby accepts the quote of Canvas Studios in the amount of \$3,000.00 to develop a logo/branding for Lucknow and;  
FURTHER THAT this expenditure shall be funded from the Lucknow Development Reserve.

Carried.

6.7 Minutes of Settlement

Moved by Elliott  
Seconded by Sloetjes

MINUTES OF  
SETTLEMENT

201

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>	
2011 2012	112 Bruce Rd 1	41-07-110-001- 07900	RT RT	141,500 150,000	RT RT	94,375 100,000
2011 2012	373 Concession 6 W	41-07-160-007- 21900	RT RT	583,635 624,000	RT RT	525,650 562,000
2010	825 Lake Range Dr	41-07-160-009- 00810	CT FT	84,271	CT FT	44,727 39,190
2011	825 Lake Range Dr	41-07-160-009- 00810	CT FT	88,779 169,952	CT FT	45,663 211,597

Carried.

**7.0 REPORTS OF STAFF AND COMMITTEES**

7.1 Refreshment Vehicle Permit

Moved by Sloetjes  
Seconded by Elliott

REFRESHMENT  
VEHICLE  
LICENCE -  
VAN LEERZEM

202

THAT Huron-Kinloss Township Council hereby approves the application of Stacey & Brian van Leerzem for a Refreshment Vehicle Licence at 736 Campbell Street in Lucknow as per By-Law 2006-50

Carried.

7.2 Refreshment Vehicle Licence

Moved by Sloetjes  
Seconded by Elliott

REFRESHMENT VEHICLE LICENCE - WALKER 203 THAT Huron-Kinloss Township Council hereby approves the application of Nancy Walker of 752 Stauffer Street, Lucknow for a Refreshment Vehicle Licence that will travel to various events and or Commercial and or Industrial locations as per By-Law 2006-50  
Carried.

7.3 Ratify Decision from May Planning Meeting

Moved by Elliott  
Seconded by Sloetjes

RATIFY DECISIONS FROM MAY PAC MEETING 204 THAT The Township of Huron-Kinloss Council hereby acknowledges the decisions made by the Planning Committee at the May 25th, 2011 meeting and as such supports their recommendations of approval for the following applications:

Application #Z-28-11.16 for United Church of Canada (c/o Terry Kummer, Elmer Courtney and Lynn Brown) for a Zoning By-Law Amendment and;

FURTHER that the appropriate by-laws be brought forward for the application listed above.

Carried.

7.4 Pine River Valley Wall Slope Stability Project

The Administrator has prepared a report for your review.

STAFF COMMENTS: Included in the report. If Council is supportive of staff recommendations a resolution will be brought forward at the meeting.

ACTION: Council approved the following motion.

Moved by Hanna  
Seconded by Abbott

PINE RIVER VALLEY WALL SLOPE STABILITY PROJECT 205 That the Township of Huron Kinloss authorizes a partnership with the PRWIN for the purposes of applying for 50 percent grant funding under the Showcasing Water Innovation Program

AND FURTHER will commit fifty-percent of the actual cost of the Pine River Valley Wall Slope Stability Project to a maximum of \$187,500 over two years (2012 & 2013) on the following conditions that the actual construction plan is approved by the Township and that Township staff be part of the project team.

Carried.

7.5 Playground Equipment for Blue Park

The Point Clark Kinsmen recently donated \$10,000 towards playground equipment for Blue Park. The Director of Facilities and Recreation has prepared a report for your review.

STAFF COMMENTS: Included in the report.

ACTION:

Moved by Abbott  
Seconded by Hanna

PLAYGROUND EQUIPMENT BLUE PARK	206	That Huron-Kinloss Council hereby accepts the quote of Play Power in the amount of \$ 9,364.50, for playground equipment at Blue Park.
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7.6 Huron-Kinloss Ice Cream Trail

Earlier in the year we had reported about the development of the Huron-Kinloss Ice Cream Trail

STAFF COMMENTS: Attached is a brochure and press release for the launch.

ACTION: Council praised the Administrator on a job well done.

*Mayor Twolan arrived and took over as Chair of the meeting.*

**8.0 BY-LAWS AND AGREEMENTS**

8.1 Burton Collins Municipal Drain By-Law

Moved by Sloetjes  
Seconded by Elliott

BURTON COLLINS MUNICIPAL DRAIN	207	THAT leave be given to introduce By-Law Number 2011-28 being the "Burton Collins Municipal Drain By-Law" and that it now be read a third time and finally passed this 20th day of June, 2011.
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Carried.

8.2 Bethel United Church Zoning Amendment By-Law

Moved by Elliott  
Seconded by Sloetjes

BETHEL UNITED CHURCH ZONING AMENDMENT	208	THAT leave be given to introduce By-Law Number 2011-61 being the "Bethel United Church Zoning Amendment By-Law" and that it now be read severally a first, second and third time and finally passed this 20th day of June, 2011.
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Carried.

8.3 Consolidated Recreation Fees, June 2011 By-Law

Moved by Abbott  
Seconded by Hanna

CONSOLIDATED RECREATION FEES, JUNE 2011      209      THAT leave be given to introduce By-Law Number 2011-62 being the Consolidated Recreation Fees, June 2011 By-Law" and that it now be read severally a first, second and third time and finally passed this 20th day of June, 2011.

Carried.

8.4 Water and Wastewater Fees, June 2011 By-Law

*\*\* to amend the Lucknow Sewer Service Rate as per the 2011 budget*

Moved by Hanna  
Seconded by Abbott

WATER AND WASTEWATER FEES, JUNE 2011      210      THAT leave be given to introduce By-Law Number 2011-63 being the "Consolidated Water and Sewer Fees By-Law" and that it now be read severally a first, second and third time and finally passed this 20th day of June, 2011.

Carried.

8.5 Accept Quote for Ball Diamond Backstop Fencing By-law

Moved by Abbott  
Seconded by Hanna

ACCEPT QUOTE FOR BACKSTOP FENCING      211      THAT leave be given to introduce By-Law Number 2011-64 being the " Ball Diamond Backstop Fencing Quotation Acceptance By-Law" and that it now be read severally a first, second and third time and finally passed this 20th day of June, 2011.

Carried.

8.6 Accept Quote for Installation of Power Louvers By-law

Moved by Abbott  
Seconded by Hanna

ACCEPT QUOTE FOR POWER LOUVERS      212      THAT leave be given to introduce By-Law Number 2011-65 being the " Installation of Power Louvers Quotation Acceptance By-Law" and that it now be read severally a first, second and third time and finally passed this 20th day of June, 2011.

Carried.

8.7 Whitehead as Crossing Guard By-Law

Moved by Abbott  
Seconded by Hanna

WHITEHEAD AS CROSSING GUARD AGREEMENT 2011      213      THAT leave be given to introduce By-Law Number 2011-66 being the "Whitehead as Crossing Guard Agreement By-Law" and that it now be read severally a first, second and third time and finally passed this 20th day of June, 2011.

Carried.

8.8 Assume One Foot Reserve as Snobelen Trail By-Law

The solicitor for Bogdonavic Construction have determined that two one-foot reserves between Lake Range Drive and Snobelen Trail have never been dedicated as part of the township road system. The Township solicitor has also reviewed the correspondence and has recommended we pass the following by-laws and assume both one foot reserves as a public highway. Once passed the by-laws will be registered on title.

Moved by Hanna  
Seconded by Abbott

ASSUME ONE FOOT RESERVE AS SNOBELEN TRAIL	214	THAT leave be given to introduce By-Law Number 2011-67 being the "Assume One Foot Reserve As Snobelen Trail By-Law" and that it now be read severally a first, second and third time and finally passed this 20th day of June, 2011.
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Carried.

8.9 Assume One Foot Reserve as Lake Range Drive By-Law

Moved by Abbott  
Seconded by Hanna

ASSUME ONE FOOT RESERVE AS LAKE RANGE DRIVE	215	THAT leave be given to introduce By-Law Number 2011-68 being the "Assume One Foot Reserve as Lake Range Drive By-Law" and that it now be read severally a first, second and third time and finally passed this 20th day of June, 2011.
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Carried.

8.10 Transfer for Road Widening-Lake Range Drive By-Law

Tom Kerr Heating & Air Conditioning applied for a severance of three lots on the property described as Part of Lot 1 Concession A. While surveying they determined that a portion of his lot was actually the roadway known as Lake Range Drive. Our solicitor has also reviewed the reference plan and agrees. Mr. Kerr has agreed to transfer the lands to the Township at no charge if we arrange for the transfer. This by-law once registered will clear up this matter.

Moved by Hanna  
Seconded by Abbott

TRANSFER FOR ROAD WIDENING	216	THAT leave be given to introduce By-Law Number 2011-69 being the "Transfer for Road Widening-Lake Range Drive By-Law " and that it now be read severally a first, second and third time and finally passed this 20th day of June, 2011.
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Carried.

8.11 Consolidated Appointment Amendment By-Law

Moved by Hanna  
Seconded by Abbott

CONSOLIDATED APPOINTMENT AMENDMENT      217      THAT leave be given to introduce By-Law Number 2011-70 being the "Consolidated Appointment Amendment By-Law" and that it now be read severally a first, second and third time and finally passed this 20th day of June, 2011.

Carried.

8.12 Amendment (1) Refreshment Vehicle By-Law

Moved by Abbott  
Seconded by Hanna

AMENDMENT (1) REFRESHMENT VEHICLE      218      THAT leave be given to introduce By-Law Number 2011-71 being the "Amendment (1) Refreshment Vehicle By-Law " and that it now be read severally a first, second and third time and finally passed this 20th day of June, 2011.

Carried.

8.13 June 2011 Confirmatory By-Law

Moved by Hanna  
Seconded by Abbott

JUNE 2011 CONFIRMATORY      219      THAT leave be given to introduce By-Law Number 2011-72 being the "June 2011 Confirmatory By-Law" and that it now be read severally a first, second and third time and finally passed this 20th day of June, 2011.

Carried.

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

9.1 Roadside sales on Bruce County Right-of ways

Please find attached correspondence from the County regarding roadside sales.

STAFF COMMENTS: We have forwarded this letter the Lucknow Chamber of Commerce. Any roadside set up of produce stands in Lucknow will be monitored and notice of the permit requirements of the County will be provided by the By-Law Enforcement Officer.

ACTION: The Clerk reported that the Mennonite Community was also sent a copy of this letter. The By-law Enforcement Officer will continue to monitor and act on complaint.

9.2 OMB Appeal for Wilken Zoning By-Law Amendment

***Mayor Twolan declared a conflict and vacated his seat***

We have received an appeal for the Wilken Zoning Amendment recently passed by Council.

STAFF COMMENTS: We bring this to your attention for information purposes. The Land Division Committee was considering the application for severance on June 16<sup>th</sup>, 2011. The Deputy Mayor will be able to provide an update on that meeting.

ACTION: The appeal to the zoning by-law was withdrawn by the County of Bruce and the severance was approved by Bruce County Council.

9.3 Resident Letter

We have received a letter from a resident concerning the Poplar Beach Cottages and a noise complaint.

STAFF COMMENTS: Staff will prepare an appropriate response and include a copy of the press release for the Poplar Beach Cottages.

ACTION: The By-Law Enforcement Officer will be notified of the noise concern and the Clerk will prepare a response.

9.4 Ausable Bayfield Maitland Valley Source Protection

We have received a copy of the Assessment Reports submitted to the Minister of the Environment.

STAFF COMMENTS: The Assessment Report is very large but will be available at the meeting should you wish to review. A summary of the amendments that have been made to the reports can be found on the website at <http://www.sourcewaterinfo.on.ca/content/assessmentReports.php>.

ACTION: Noted.

**10.0 TOWNSHIP COMMITTEE MINUTES COPIED**

10.1 Lucknow Summerfest Committee

Minutes of meeting held May 5<sup>th</sup>, 2011  
Minutes of meeting held May 11<sup>th</sup>, 2011

10.2 Music in the Fields

Minutes of meeting held May 25<sup>th</sup>, 2011

10.3 Lucknow & District Recreation Board

Minutes of meeting held April 20<sup>th</sup>, 2011  
Minutes of Meeting held May 5<sup>th</sup>, 2011

**11.0 NEW BUSINESS**

11.1 Great Lakes and Cities initiative Conference

Mayor Twolan reported on the Great Lakes and St. Lawrence Cities Initiative Conference

STAFF COMMENTS: Mayor Twolan was asked to speak at the conference for Huron-Kinloss is a leader for many water quality issues along the lakeshore. Municipalities across Ontario are currently contributing 1 billion dollars per year towards water quality issues. The group passed a resolution seeking more financial support from the Provincial and Federal Government for funding water quality issues.

ACTION:

**12.0 OTHER AGENCY MINUTES & REPORTS RECIEVED**

12.1 Wingham & Area Health Professionals Recruitment Committee

Agenda for meeting held Monday June 13<sup>th</sup>, 2011

12.2 Maitland Valley Conservation Authority

Minutes of meeting held April 20<sup>th</sup>, 2011

Minutes of SPA meeting held April 20<sup>th</sup>, 2011

**13.0 CORRESPONDENCE AND INFORMATION ON COUNCIL TABLE**

13.1	AMO	AMO Watch File – June 9, 2011
13.2		AMO Breaking News – AMO Responds to 2011 Federal Budget
13.3		AMO Breaking News and attachment re Municipal Insurance Survey
13.4		AMO Watch File – June 2, 2011
13.5	Grey Bruce Health Unit	News Release "Rabid Cow Identified" June 10, 2011
13.6		News Release "Smoke-Free Recreation Spaces In Owen Sound" June 8, 2011
13.7		News Release "Hard to Spell, Easy to Catch, Get Tested!" June 6, 2011
13.8		News Release "Longest Day of Play" – June 15 <sup>th</sup> , 2011
13.9		News Release "Ontario Coalition for Smoke Free Movies"
13.10	General	Senior's Month June 1 – 30, 2011
13.11		Notice of Public Meeting – County of Bruce: Proposed Zoning By-Law Amendment (Z-33-11-11)
13.12		Notice of Public Meeting – County of Bruce: Proposed Zoning By-Law Amendment (Z-32-11-11)
13.13		Notice of Public Meeting – County of Bruce: Proposed Zoning By-Law Amendment (Z-37-11-11)
13.14		Notice of Open House and Public Meeting (Municipality of South Bruce): Concerning a Proposed Comprehensive Zoning By-law
13.15		Industrial Wind Turbine Invasion – Point Clark – Amberley (Email from concerned resident)
13.16		OMAFRA Connects for Huron County and Beyond June 2011

**14.0 CLOSED SESSION**

Moved by Abbott  
Seconded by Hanna

MOVE TO  
CLOSED  
SESSION

220

THAT Huron-Kinloss Township Council move into a Closed Session pursuant to section 239 of the Municipal Act, 2001, as amended at 8:30 p.m. for the purpose of discussing:

- personal matters about an identifiable individual, including municipal or local board employees;
  - Non-union employee performance evaluations
- a proposed or pending acquisition or disposition of land by the municipality or local board;
  - Potential acquisition of land for source water protection
- litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board;
  - Unsafe structure
  - Property damage claim

Carried.

**15.0 RETURN TO OPEN SESSION**

Moved by Abbott  
Seconded by Hanna

RISE FROM  
CLOSED  
SESSION

221

THAT Huron-Kinloss Township Council rise from Closed Session at 9:00 p.m.

Carried.

**16.0 ADJOURN**

Moved by Hanna  
Seconded by Abbott

ADJOURN

222

THAT Huron-Kinloss Township Council do now adjourn to meet again on July 4<sup>th</sup>, 2011 at 7:00 p.m. or at the Call of the Mayor.

Carried.

Original signed by  
Mitch Twolan

Original signed by  
Sonya Watson

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Mayor

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Clerk