

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

Township of Huron-Kinloss Council will meet in regular session on the 17th day of March, 2014 at 7:00 p.m. in the Township of Huron-Kinloss Council Chambers.

<b>Mayor</b>	<b>Mitch Twolan</b>	( )
<b>Deputy Mayor</b>	<b>Wilfred Gamble</b>	( )
<b>Councillors</b>	<b>Lillian Abbott</b>	( )
	<b>Jeff Elliott</b>	( )
	<b>Jim Hanna</b>	( )
	<b>Don Murray</b>	( )
	<b>Carl Sloetjes</b>	( )
<b>Administrator</b>	<b>Mary Rose Walden</b>	( )
<b>Clerk</b>	<b>Sonya Watson</b>	( )
<b>Treasurer</b>	<b>Jodi MacArthur</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 [February 13<sup>th</sup>, 2014](#) Budget Meeting Minutes the [February 18<sup>th</sup>, 2014](#) Council Meeting Minutes and the [February 20<sup>th</sup>, 2014](#) Special 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 [March 3<sup>rd</sup>, 2014](#) General Committee Meeting Minutes as written.

**4.0 DELEGATIONS**

4.1 Bruce County Housing Long Term Housing Strategy 7:00 p.m.

Susan Earle- Administrator Housing Services, County of Bruce  
Leah Barrie – Intermediate Planner, County of Bruce

STAFF COMMENTS: Susan Earle and Leah Barrie will be in attendance to present an update on the Long Term Housing Strategy. The presentation has been attached for your review.

[Housing for All – Present and Future Direction](#)

ACTION:

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

5.1 [Multi Municipal Wind Turbine Group \(MMWTWG\)– Letter to Minister of Finance](#)

We have received a copy of a letter sent to the Minister of Finance by the MMWTWG.

STAFF COMMENTS: The group is requesting Council support the position taken by the MMWTWG and forwards a supporting resolution to the Minister of Finance and the AMO president as well as keeping the local M.P. and M.P.P. informed.

We have prepared a resolution of support for your consideration.

ACTION:

Moved by  
Seconded By

SUPPORT  
MMWTG LETTER

WHEREAS Huron-Kinloss Township Council hereby supports the position of the Multi-Municipal Wind Turbine Working Group (MMWTWG) as outlined in the January 31<sup>st</sup>, 2014 letter in regards to the MPAC base assessment value for wind turbines; and

WHEREAS a base assessment value of \$40,000 per installed MW is artificially low and not based on true costs resulting in successful proponents having the resources available to offer Vibrancy Funds to municipalities and/or funds to Community groups; and

WHEREAS The Green Energy Act and this artificially low tax base assessment have jeopardized the ability of a municipality to raise property taxes to conduct its business; and

WHEREAS municipalities should not be reliant upon Vibrancy Funds in lieu of proper industrial taxes; and

NOW THEREFORE IT BE RESOLVED THAT a copy of this resolution and the January 31<sup>st</sup>, 2014 letter prepared by the MMWTWG is sent to the Minister of Finance, Association of Municipalities of Ontario (AMO) and our local M.P. and M.P.P.

## 5.2 [Municipal Liability Reform](#)

We have received a copy of a letter prepared by AMO regarding Municipal Liability Reform.

STAFF COMMENTS: We have attached the letter from AMO for your review on reforming the joint and several liability models. AMO is seeking a letter of support from all Ontario municipalities regarding adoption of a Combine Model. We have prepared a draft letter for submission by the April 16<sup>th</sup>, 2014 deadline for your consideration.

[draft letter](#)

ACTION:

5.3 [Municipal Recall Election Legislation](#)

MUNICIPAL  
RECALL  
ELECTION  
LEGISLATION

Moved by

Seconded By

WHEREAS there are few means to remove an elected official from office other than through the election process; and

WHEREAS the time between municipal election periods has grown to four years; and

WHEREAS significant damage can be caused in a four-year period should an elected official act to the detriment of the municipality; and

WHEREAS it is not the most effective use of time for municipal representative to police one another through Codes of Conduct and Integrity Commissioners; and

WHEREAS the penalties that can be imposed through Codes of Conduct are relatively minor; and

WHEREAS there is a problem with Codes of Conduct and Integrity Commissioners being used for political purposes; and

WHEREAS Codes of Conduct have proven ineffective in curtailing detrimental behavior; and

WHEREAS establishing Codes of Conduct and employing Integrity Commissioners can be an expensive endeavour; and

WHEREAS the detrimental behavior of some elected officials reflects poorly upon all elected officials, especially if they are not held accountable for this behavior; and

WHEREAS it is incumbent upon all elected representative to maintain a high standard of integrity; and

WHEREAS a Private Member's Bill has been introduced to recall elections for provincially-elected officials but omits municipally-elected officials.

NOW THEREFORE BE IT RESOLVED THAT Huron-Kinloss Township Council hereby endorses the resolution of the Town of Aurora and requests that the Government of Ontario consider the implementation of recall legislation for municipally-elected officials.

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5.4      **Increasing Electricity Rates**

Moved by  
Seconded By

WHEREAS the Council for the Township of Huron-Kinloss recognizes that increased electricity rates are challenging for the economic competitiveness of its residents; and

WHEREAS it is estimated that electricity costs will increase by approximately 50% within the next five years; and

WHEREAS an increase in electricity rates by the Ontario Energy Board will exacerbate an existing problem for industry and consumers with low or fixed incomes;

NOW THEREFORE BE IT RESOLVED THAT Huron-Kinloss Township Council hereby endorses the resolution of the Town of Arnprior and urges that the Government of Ontario ensures that electricity rates in both the short and long-term, allow our businesses to remain competitive in a global environment and ensure that the vulnerable residents of our communities are not overburdened by ever-increasing electricity rates; and

FURTHER BE IT RESOLVED THAT the Township of Huron-Kinloss urges the Ontario Energy Board not to approve any further rate increases for electricity.

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5.5 **Lucknow & District Kinsmen Club**

We have received a request from the Lucknow & District Kinsmen Club regarding the annual Slo-Pitch Tournament.

STAFF COMMENTS: The Kinsmen have confirmed that the outdoor areas are not part of the Municipal Liquor Licence and are therefore seeking a Special Occasion Permit for the event. We have prepared a resolution below for your consideration.

ACTION:

Moved by  
Seconded By

LUCKNOW  
SUMMERFEST  
(LUCKNOW &  
DISTRICT  
KINSMEN CLUB)

THAT Huron-Kinloss Township Council hereby approves the request of the Lucknow & District Kinsmen and declares Lucknow Summerfest and the annual Slo-Pitch Tournament scheduled for Wednesday June 18<sup>th</sup>- Sunday June 22<sup>nd</sup>, 2014 held at the Lucknow Sports Complex and Lucknow Lions Gazebo and the Lucknow Ball Fields a 'municipally significant event' to facilitate the organizers obtaining the appropriate liquor licence with the following conditions:

1. Proof of liability insurance is provided to the municipality
2. An income and expense statement is provided to the municipality

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6.0 **FINANCIAL REPORTS**

6.1 **Payment of Current Accounts as Presented**

Moved by  
Seconded By

APPROVE  
MARCH 2014  
ACCOUNTS

THAT Huron-Kinloss Township Council hereby authorizes the payment of the March 2014 accounts as presented.

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## 6.2 [Payment of Previous Month Actual Accounts](#)

Moved by  
Seconded by

APPROVE  
ACTUAL  
FEBRUARY  
PAYMENTS

THAT Huron-Kinloss Township Council hereby approves the payment of the February 2014 accounts in the amount of \$1,171,970.05.

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## 6.3 [Summary Revenue/Expenditure Reports](#)

Reports for Township, RHCC and Point Clark CC to February 28, 2014.

Moved by  
Seconded by

FEB REVENUE  
EXPENDITURE  
REPORT

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

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## 6.4 [Council Remuneration Report](#)

As required by Section 284 (1) of the Municipal Act, 2001, a statement of remuneration for 2013 has been compiled by the Treasurer.

STAFF COMMENTS: We bring this forward for information purposes.

SUSTAINABILITY ALIGNMENT: N/A

ACTION:

## 6.5 [2014 Budget Information Release](#)

Please find attached some of the highlights from the 2014 budget.

STAFF COMMENTS: This document remains draft until the budget by-law is approved (Item 8.2).

SUSTAINABILITY ALIGNMENT: N/A

ACTION:

6.6 Grass Cutting Whitechurch

Moved by  
Seconded by

GRASS CUTTING  
WHITECHURCH

THAT Huron-Kinloss Township Council hereby approves hiring Gordon Dale for grass cutting at the Whitechurch park at a cost of \$90.00 per cut for 2014.

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6.7 Grass Cutting Kinlough Cemetery

Moved by  
Seconded by

GRASS CUTTING  
KINLOUGH  
CEMETERY

THAT Huron-Kinloss Township Council hereby approves hiring Don McFarlane for grass cutting at the Kinlough Cemetery at a cost of \$225.00 for the 2014 season.

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6.8 Noise Nuisance By-Law

Moved by  
Seconded by

NOISE NUISANCE  
BY-LAW

THAT Huron-Kinloss Township Council hereby supports, in principle and in practice the forming of a coalition to investigate and draft a generic noise nuisance by-law as outlined in the presentation by Mr. Howard during the Township of Huron-Kinloss General Committee meeting dated March 3<sup>rd</sup>, 2014; and

FURTHER THAT the Township of Huron-Kinloss Council supports forming a coalition with other Ontario municipalities to develop a noise nuisance by-law; and

FURTHER THAT the Township of Huron-Kinloss Council pledges \$5000.00 for funding the development of such a noise by-law; and

FURTHER THAT no money will be paid to the coalition until:

- An acceptable threshold for membership funding is achieved;
- A memorandum of understanding is agreed upon among coalition members that includes a written pledge for funding from each member;



- A plan is presented that included the basic steps necessary to move the process forward, decision – making and administrative structure and methods of accountability in terms of handling funds.

## 6.9 Multi Municipal Wind Turbine Group (MMWTWG) Request

We have received a request from the MMWTWG in regards to payment of the annual fees for the participating members.

STAFF COMMENTS: A resolution has been prepared for your consideration. It is staff's recommendation as the initiating municipality regarding the consideration of items in the Meeting Investigator's report that Council consider the payment once an approved Terms of Reference has been accepted by member municipalities. Therefore we have added that into the motion.

ACTION:

Moved by  
Seconded by

MMWTWG  
ADMINISTRATIVE  
FUNDING  
REQUEST

WHEREAS the Multi-Municipal Wind Turbine Working Group (MMWTWG) has requested \$700.00 per participating municipality in order to fund administrative costs of the group for the year 2014; and

WHEREAS the members agreed that the annual fees are to be paid to the Municipality of Arran-Elderslie to be deposited into the account for the MMWTWG administered by the Municipality of Arran-Elderslie; and

WHEREAS the members of the MMWTWG have agreed to increase the usual annual fee of \$500.00 to \$700.00 for the 2014 year to cover the account received from the Closed Meeting Investigator who was hired by the Municipality of Huron-Kinloss to investigate issues relating to the MMWTWG;

NOW THEREFORE IT BE RESOLVED THAT the Township of Huron-Kinloss Council supports the request of the MMWTWG for \$700.00 for administrative fees for 2014 and funds will be paid once Council receives and approves a Terms of Reference for the MMWTWG.

## 7.0 REPORTS OF STAFF AND COMMITTEES

### 7.1 Summer Student Hires

Moved by  
Seconded by

SUMMER  
STUDENT HIRES

THAT Huron-Kinloss Township Council hereby approves hiring the following summer students for the 2014 season:

Amberly	Keelan	Administrative Assistant/Septic Program
Joshua	Howe	Park/Trails/BBFG
Chris	Beattie	Park/Trails
Andreas	Derksen	Park/Trails
Kaeley	Hanna	Park/Trails
Jacob	Collings	Park/Trails
Serena	Lamont	Flower Beds/Watering/Beach
Alexandra	Courtney	Flower Beds/Watering/Beach

### 7.2 [Nuclear Waste Community Advisory Committee- April Meeting](#)

We have provided the draft Notice regarding the April 1<sup>st</sup>, 2014 meeting for the Nuclear Waste Community Advisory Committee.

**STAFF COMMENTS:** The committee is requesting Council amend the Procedural By-law to permit the committee to hold a question and answer session after the presentation by the Canadian Nuclear Safety Commission (CNSC). The public are encouraged to attend this meeting to listen to the information provided by the CNSC regarding the regulatory process. A motion has been prepared for an amendment to the Procedural By-Law for the committee to permit the public to engage in a question and answer session after the presentation from CNSC.

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

**ACTION:**

Moved by  
Seconded by

RESOLUTION  
TO ACCEPT  
QUESTIONS  
FROM PUBLIC  
DURING  
DELEGATION

WHEREAS Section 2.1 of the Township of Huron-Kinloss *Procedural By-law 2012-20* governs the proceeding of its committees including the Nuclear Waste Community Advisory Committee (NWCAC);

AND WHEREAS Section 3.11 (o) of the *Procedural By-Law* states Council may permit a delegation not complying with section 13.11(l) at the meeting if Council considers such delegation have an urgent or necessary matter to bring forward that cannot wait until a subsequent meeting. The Mayor will announce the delegation and matter for consideration and seek the consent of the majority of Council through a show of hands in order for the delegation to proceed;

AND WHEREAS the Nuclear Waste Community Advisory Committee deems it desirable to allow an open forum for the public to ask questions during the Canadian Nuclear Safety Commission Delegation (CNSC) at the NWCAC meeting on April 1, 2014.

NOW THEREFORE BE IT RESOLVED that the Township of Huron-Kinloss Council exempts the NWCAC from Section 3.11 (o) of the *Procedural By-Law* and authorizes the committee to allow unscheduled delegations at the discretion of the Chair to speak at the April 1<sup>st</sup>, 2014 meeting of the NWCAC due to the nature of CNSC delegation.

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### 7.3 [Internet/Telephone Election Supplier](#)

The Clerk has prepared a report for your review.

STAFF COMMENTS: Included in the report.

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 *spirited and accessible* community.

ACTION:

**8.0 BY-LAWS AND AGREEMENTS**

**8.1 2014 Water and Wastewater Fees By-law**

Moved by  
Seconded by

2014 WATER AND  
WASTEWATER  
FEES BY-LAW

THAT leave be given to introduce By-Law Number 2014-16 being the "2014 Water and Wastewater Fees By-Law" and that it now be read severally a first, second and third time and finally passed this 17<sup>th</sup> day of March, 2014.

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**8.2 2014 Budget By-law**

Moved by  
Seconded by

2014 BUDGET BY-  
LAW

THAT leave be given to introduce By-Law Number 2014-17 being the "2014 Budget By-Law" and that it now be read severally a first, second and third time and finally passed this 17<sup>th</sup> day of March, 2014.

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**8.3 2014 Tax Rate By-Law**

Moved by  
Seconded by

2014 TAX RATE  
BY-LAW

THAT leave be given to introduce By-Law Number 2014-18 being the "2014 Tax Rate By-Law" and that it now be read severally a first, second and third time and finally passed this 17<sup>th</sup> day of March, 2014.

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**8.4 Cultural Development Fund (CDF) Grant Program By-Law**

Moved by  
Seconded by

CULTURAL  
DEVELOPMENT  
FUND (CDF)  
GRANT  
PROGRAM

THAT leave be given to introduce By-Law Number 2014-19 being the "Cultural Development Fund (CDF) Grant program By-Law" and that it now be read severally a first, second and third time and finally passed this 17<sup>th</sup> day of March, 2014.

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8.5 [Point Clark Community Centre Caretakers Agreement 2014 By-Law](#)

Moved by  
Seconded by

POINT CLARK  
COMMUNITY  
CENTRE  
CARETAKERS  
AGREEMENT  
2014

THAT leave be given to introduce By-Law Number 2014-20 being the " Point Clark Community Centre Caretakers Agreement 2014 By-Law" and that it now be read severally a first, second and third time and finally passed this 17<sup>th</sup> day of March, 2014.

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8.6 [Gravel Pit Farm Lease Agreement 2014 By-Law](#)

Moved by  
Seconded by

GRAVEL PIT  
FARM LEASE  
AGREEMENT  
2014

THAT leave be given to introduce By-Law Number 2014-21 being the "Gravel Pit Farm Lease Agreement 2014 By-Law" and that it now be read severally a first, second and third time and finally passed this 17<sup>th</sup>, day of March, 2014.

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

9.1 [Notice of Public Meeting – Bushell Application](#)

Council is reminded of the Planning Committee meeting scheduled for March 24<sup>th</sup>, 2014 at 7:00 p.m.

STAFF COMMENTS: There is one application scheduled. The Notice has been attached for your review.

ACTION:

**10.0 TOWNSHIP COMMITTEE MINUTES RECEIVED**

10.1 [Nuclear Waste Community Advisory Committee](#)

Minutes of meeting held February 4<sup>th</sup>, 2014

10.2 [Lucknow & District Joint Recreation Board](#)

Minutes of meeting held January 22<sup>nd</sup>, 2014

11.0 **NEW BUSINESS/COUNCIL REPORTS**

12.0 **OTHER AGENCY MINUTES & REPORTS RECEIVED**

No items received.

**13.0 CORRESPONDENCE AND INFORMATION ON COUNCIL TABLE**

13.1	<i>AMO</i>	AMO Communications –Wynne Government Embraces Provincial Oversight of Municipal Government March 6, 2014
13.2		AMO Watch File March 6, 2014
13.3		AMO Communications –One Investment Program 2013 Annual Report Now Available March 6, 2014
13.4		AMO 2014 Asset Management Symposium
13.5		AMO OPP Policed Communities: Update 3 February 28, 2014
13.6	<i>Grey Bruce Health Unit</i>	News Release –March is Nutrition Month – Simple Cook and Enjoy ! – March 4, 2014
13.7		News Release – Random-Acts-of-Kindness Replaces Nekominations March 3, 2014
13.8		News Release – Health Unit Receives Accreditation with Exemplary Standing March 3, 2014
13.9	<i>General</i>	Accessibility Directorate of Ontario- Public Consultations and Public Feedback March 3, 2014
13.10		Lake Huron e-news – March 2014
13.11		Town of Petrolia – Support of AMO’s Request for Action on Bill 69, The Prompt Payment Act, 2013 March 5, 2014
13.12		Making Waves January 29, 2014
13.13		South Bruce Grey Health Centre In the News – February 2014
13.14		Downtowns Welcome Seniors – Executive Report

**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:

- personal matters about an identifiable individual, including municipal or local board employees;
  - employee probation
  - vacation time

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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

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**17.0**     **CONFIRMING BY-LAW**

Moved by  
Seconded by

MARCH, 2014  
CONFIRMATORY  
BY-LAW

THAT leave be given to introduce By-Law Number 2014-22 being the "March, 2014 Confirmatory By-Law" and that it now be read severally a first, second and third time and finally passed this 17<sup>th</sup> day of March, 2014.

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**18.0 ADJOURN**

Moved by  
Seconded by

ADJOURN

THAT Huron-Kinloss Township Council do now adjourn.

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