

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

Township of Huron-Kinloss Council met in regular session on the 19th day of September, 2011 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>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>
<b>Drainage Superintendent</b>	<b>Grant Collins</b>	<b>(P)</b>

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

**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>
Councillor Elliott	7.3	Landowner

**3.0      ADOPTION OF MINUTES**

Moved by Elliott  
Seconded by Gamble

ADOPT COUNCIL MINUTES	285	THAT Huron-Kinloss Township Council hereby adopts the August 15 <sup>th</sup> , 2011 Council Meeting Minutes as written.	Carried
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Moved by Sloetjes  
Seconded by Elliott

ADOPT GENERAL COMMITTEE MINUTES	286	THAT Huron-Kinloss Township Council hereby adopts and approves the staff recommendations of the September 7 <sup>th</sup> , 2011 General Committee Meeting Minutes as written.	Carried.
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**4.0      DEPUTATIONS AND PETITIONS**

None scheduled.

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

5.1 105 Boiler Beach Road

We have received a request from the tenant of 105 Boiler Beach Road.

STAFF COMMENTS: We have copied the letter for your review. At this time we have not made any arrangements to demolish or remove the buildings this fall. We seek your direction.

ACTION: The Clerk will respond that Council agreed they will do their best to save the shed when the cottages are either demolished or removed. The shed may be available at that time for removal at the lessees expense.

5.2 Ripley Family Y

We have received a letter from the Owen Sound Family Y requesting Council waive the rental of the lower level of the Medical Centre for the continued operation of the child care centre.

STAFF COMMENTS: We have copied the letter for your review. We recommend waiving the fee for a three year period. We have prepared a resolution for your consideration.

ACTION: Council passed the following motion.

Moved by Sloetjes  
Seconded By Gamble

APPROVE  
WAIVING RENTAL  
FEE

287

THAT Huron-Kinloss Township Council hereby authorizes waiving the rental fee for the Owen Sound Family Y for use of the lower level of the Ripley Medical Centre for continued operation of the child care centre for a further three year period.

Carried.

5.3 11<sup>th</sup> Annual Child Care Worker & Early Childhood Education Appreciation Day

Moved by Gamble  
Seconded by Sloetjes

EARLY  
CHILDHOOD  
EDUCATOR  
APPRECIATION  
DAY

288

WHEREAS years of research confirms the benefits of high quality child care for young children's intellectual, emotional, social and physical development and later life outcomes; and

WHEREAS child care promotes the well-being of children and responds to the needs of parents, child care workers and the broader community by supporting quality of life so that citizens can fully participate in and contribute to the economic and social life of their community; and

WHEREAS Many studies show trained and knowledgeable Early Childhood Educators and child care staff are the most important element in quality child care, and that good wages and working conditions are associated with higher job satisfaction and morale, lower staff turnover which leads to high quality education and care;

THEREFORE IT BE RESOLVED THAT Huron-Kinloss Township Council hereby declares October 26<sup>th</sup>, 2011 to be designated the 11<sup>th</sup> annual "Child Care Worker & Early Childhood Educator Appreciation Day" in recognition of the education, dedication and commitment of child care workers to children, their families and quality of the community.

Carried

5.4 Beach Clean up

We have received a letter after the discussion at the last meeting pertaining to algae cleanup.

STAFF COMMENTS: We have copied the letter for your review for it was directed to Council's attention.

ACTION: Councillor Hanna emailed a response previously that he read for Council. Council supported the response and the Clerk will send a response on behalf of Council as well.

5.5 Donation to Goderich

We have received a resolution from The Town of Petrolia stating they are donating \$100.00 to the Town of Goderich to assist with replacing trees that were lost in the recent Tornado event.

STAFF COMMENTS: We have copied the resolution for your review. At this time would Council like to consider making a donation to the Town of Goderich Tornado Relief Fund?

ACTION: Council discussed how the Township road crews did aid in the initial clean up efforts after the Tornado by sending a truck and loader and two men for two days. The Treasurer reported that there may be reimbursement from The Ontario Disaster Relief Assistance Program (ODRAP) for those efforts. Council felt the manpower donation was sufficient at this time however; if a reimbursement is received through ODRAP then those monies will be donated back to the Goderich Tornado Relief Fund. The Treasurer will prepare a response acknowledging this commitment.

5.6 MacLennan Municipal Drain

Moved by Sloetjes  
Seconded by Elliott

APPOINT  
ENGINEER  
MACLENNAN  
MUNICIPAL  
DRAIN

289

THAT Huron-Kinloss Township Council hereby receives and accepts the petition for the MacLennan Municipal Drain located on Lot 41, Concession 1 in the former Township of Huron and as such appoints R J Burnside Engineering to prepare a report under Section 4 and 78 of the Drainage Act for the requested improvement.

Carried.

5.7 Kaake Municipal Drain

Moved by Elliott  
Seconded by Sloetjes

APPOINT  
ENGINEER  
KAAKE  
MUNICIPAL  
DRAIN

290

THAT Huron-Kinloss Township Council hereby receives and accepts the petition for the Kaake Municipal Drain located on Lot 17, Concession 1 NDR in the former Township of Kinloss and as such appoints Dietrich Engineering Limited to prepare a report under Section 4 of the Drainage Act for the requested improvement.

Carried.

5.8 Essentials for Municipal Decision Makers Seminar

We have received notice from the Office of the Fire Marshall that they will be holding an "Essentials for Municipal Decision Makers Seminar" on October 27<sup>th</sup>, 2011 in Meaford.

STAFF COMMENTS: This seminar is directed at Council and Management to get insight into what the fire department does, what the Fire Chief and Deputy-Chief is responsible for and municipal obligation in respect to the legislation. The Administrator and Clerk plan on attending. Do any Councillors wish to attend?

ACTION: Mayor Twolan, Councillor Murray and Councillor Sloetjes will attend.

**6.0 FINANCIAL REPORTS**

6.1 Payment of Current Accounts as Presented

Moved by Gamble  
Seconded By Sloetjes

APPROVE  
SEPTEMBER  
ACCOUNTS

291

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

Carried.

6.2 Payment of Previous Month Actual Accounts

Moved by Sloetjes  
Seconded by Gamble

APPROVE  
ACTUAL AUGUST  
PAYMENTS

292

THAT Huron-Kinloss Township Council hereby approves the payment of the August 2011 accounts in the amount of \$1,022,834.28.

Carried.

6.3 Summary Revenue/Expenditure Reports

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

Moved by Elliott  
Seconded by Gamble

REVENUE  
EXPENDITURE  
REPORTS

293

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

Carried.

6.4 Minutes of Settlement

Moved by Gamble  
Seconded by Elliott

MINUTES OF  
SETTLEMENT

294

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	1183 Sideroad 25	41-07-160-003- 11100	RT	196,500	RT	202,250	
2012			RT	206,000	RT	212,000	
2011	Alice St	41-07-160-006- 27103	RT	42,957	RT	4,750	
2012			RT	48,000	RT	5,300	
2011	Alice St	41-07-160-006- 27109	RT	42,957	RT	4,750	
2012			RT	48,000	RT	5,300	

Carried.

6.5 AMO 2011 Counties, Regions and Single Tier Municipalities Conference

Moved by Sloetjes  
Seconded by Elliott

GRANT  
EXEMPTION FOR  
CONFERENCE

295

THAT Huron-Kinloss Township Council hereby grants an exemption to the Council Remuneration & Expense Remittance Policy and as such authorizes Mayor Twolan to attend the Counties, Regions and Single Tier Municipalities Conference in Hamilton from October 16<sup>th</sup> to the 18<sup>th</sup>, 2011.

Carried.

**7.0 REPORTS OF STAFF AND COMMITTEES**

7.1 Lewis Trail Development Report

The Administrator has prepared a report for your review.

STAFF COMMENTS: Included in the report.

ACTION: Approve staff recommendations the following motion was passed.

Moved by Elliott  
Seconded by Sloetjes

TRANSFER FROM  
PARK  
DEDICATION  
RESERVE FUND

296

THAT Huron-Kinloss Township Council hereby approves a transfer to a maximum of \$25,000 from the Park Dedication Reserve Fund for the development of the Lewis Trail.

Carried

7.2 Bushell Zoning Prosecution

We wish to report to Council on the outcome of the Bushell Zoning Prosecution for the property known as 1647 Bruce Road 1.

STAFF COMMENTS: The following is the report from our solicitor.

*The Township of Huron-Kinloss confirms that on September 6, 2011, the Provincial Offences Court in Walkerton passed sentence in respect of a by-law conviction relating to the property municipally known as 1647 Bruce Road 1. The owner of that property, Leslie Bushell, had been found guilty of operating a commercial business within an agricultural zone contrary to the provisions of the Township's zoning by-law and the Planning Act. After hearing the submissions of the Township's lawyer and Mr. Bushell's representative, the Court ordered:*

*1. That the unlawful commercial use of the property cease and not be continued or repeated, including without limitation the parking or storage of commercial vehicles except for those used for personal transportation or farm-plated vehicles.*

*2. That a fine be imposed in the amount of \$10,000.00. There is a 25% victim fine surcharge applicable to this amount, bringing the total penalty to \$12,500.00 plus court costs.*

Staff will continue to monitor the property for compliance and follow up with further action if necessary.

ACTION: Noted.

7.3 Wind Turbine Development Agreement

***Councillor Elliott declared a conflict, vacated his seat and left the room.***

Council has previously reviewed the agreement as provided at the last meeting. As per Council's direction this agreement will be used as a template when meeting with all potential wind developers.

ACTION: The Director of Public Works will bring back the entrance policy and entrances for wind turbines will be removed from the policy. Entrance permits for wind turbines will be added the Wind Turbine Development Policy and will therefore come back to Council for approval.

Moved by Sloetjes  
Seconded by Gamble

APPROVE WIND  
TURBINE  
DEVELOPMENT  
AGREEMENT

297

THAT Huron-Kinloss Township Council hereby adopts and approves the Final Wind Turbine Development Agreement template as presented.

Carried

7.4 Special Council Meeting

A special Council meeting will be held on September 26<sup>th</sup> following the Planning meeting to review a Solar Energy Proposal.

STAFF COMMENTS: The meeting has been advertised as per the notice requirements.

ACTION: Noted.

7.5 Casual Arena Students

Moved by Gamble  
Seconded by Sloetjes

APPROVE HIRING  
CASUAL ARENA  
STUDENTS

298

THAT Huron-Kinloss Township Council hereby approves hiring the following casual arena students for the 2011/2012 season;

Laurel Keirnan	Logan Howe
Ashton Wilken	Mitchel Card
Joshua Howe	Tyson Rutledge
Jacob Collings	Joseph Finnie

Carried

7.6 Bruce Botanical Food Gardens

Further to the presentation of September 7<sup>th</sup>, Mrs. Taylor has confirmed that they would require approximately 8-acres of land.

This will leave approximately 15.5 acres to lease as crop land as well as the 12.5 acres adjacent to County Road 6. Does Council wish to renew the lease for a different amount or advertise for proposals?

**ACTION:** Staff will advertise for proposals. The following motion was passed.

Moved by Elliott  
Seconded by Gamble

BRUCE  
BOTANICAL  
FOOD GARDENS

299

THAT Huron-Kinloss Township Council hereby endorses in principle the Bruce Botanical Food Gardens Development proposal as presented by Lynne Taylor and Heather Pietsch; and

FURTHER THAT Council approves entering into a land use agreement at no charge leasing approximately 8-acres of Part of Lot 14, Concession 7 adjacent to the Park Street Soccer Fields parking lot and Ripley Lagoons with the option of increasing the acreage in the future; and

FURTHER THAT the municipality will provide in kind contributions as resources permit.

Carried

7.7 Special Occasion Permit-Stakeholder meeting

Council is reminded of the following meeting.

**Where:** Township of Huron-Kinloss Municipal Office

**Date:** Wednesday September 28<sup>th</sup>, 2011

**Time:** 7:00pm

*The Township of Huron-Kinloss is hosting a **Stakeholder meeting** to discuss new Special Occasion Permit regulations, and the benefits and drawbacks of Licencing Municipal facilities. A copy of the Municipality of North Perth Alcohol Policy and Procedure will be available to review as an example of how Municipally Licenced facilities operate. Brian Johnston from the Alcohol and Gaming Commission will be available for any questions or clarification of current laws.*

*The following organizations will be invited to the meeting.*

Ripley Lions	Ripley Legion
Lucknow Lions	Lucknow Slo-Pitch
Huron Shores Lions	Ripley Slo-Pitch
Lucknow Kinsmen	Classics Mushball
Lucknow Ag Society	Lucknow Lancers
Ripley Ag Society	Ripley Wolves

<i>Lucknow Legion</i>	<i>Lucknow Kinettes</i>
<i>Lucknow Recreation</i>	<i>Lucknow Summerfest</i>

STAFF COMMENTS: We are requesting Council's attendance.

ACTION: Noted.

7.8 Lucknow Chamber of Commerce

STAFF COMMENTS: We received \$5,000 from the Spruce the Bruce Grant for new benches, waste receptacles and a new sign for Caledonia Park. The Chamber has agreed to use monies from the Promotional Sign Reserve for this project.

ACTION: The following motion was passed.

Moved by Gamble  
Seconded by Elliott

LUCKNOW CHAMBER OF COMMERCE                      300                      THAT Huron-Kinloss Township Council hereby authorizes the transfer of \$5,000 from the Lucknow Promotional Sign Reserve for streetscape improvements.

Carried

7.9 Bruce County Wayfinding Signage

The County has released a tender for wayfinding signs. We have included eleven Urban Directional Signs a Parking Lot ID sign for Lucknow and seven Urban Pedestrian signs which are for the entrances to the trail.

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

ACTION: Noted.

7.10 Lucknow Town Hall

A public meeting was held on September 12th to determine the community's interest in the installation of an elevator and accessible washroom facilities for the Lucknow Town Hall. Several members of the HAWK Theatre group were present and they are supportive of submitting a collaborative application to the Ontario Trillium Foundation to raise the additional funds needed if the Township is successful in obtaining a grant under the Enabling Accessibility Fund.

STAFF COMMENTS: The Enabling Accessibility Fund application is due September 23rd. A resolution authorizing the application is required.

ACTION: The following motion was passed.

Moved by Abbott  
Seconded by Hanna

EAF APPLICATION – LUCKNOW TOWN HALL                      301                      THAT Huron-Kinloss Township Council hereby authorizes an application under the Enabling Accessibility Fund for the Lucknow Town Hall Elevator Project.

Carried

**8.0 BY-LAWS AND AGREEMENTS**

8.1 LAS-Energy Management Tool Services Agreement By-Law

Moved by Hanna  
Seconded by Abbott

LAS-ENERGY MANAGEMENT TOOL SERVICES AGREEMENT 302 THAT leave be given to introduce By-Law Number 2011-89 being the "LAS-Energy Management Tool Service 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 September, 2011.

Carried.

8.2 Lucknow and District Joint Fire Board Agreement Amendment (1) By-Law

The following amendment has been passed by the Township of Ashfield-Colborne-Wawanosh. The map attached to the by-law shows the new coverage area to reflect their agreement with the Blyth Fire Department.

Moved by Murray  
Seconded by Abbott

LUCKNOW AND DISTRICT JOINT FIRE BOARD AGREEMENT AMENDMENT (1) 303 THAT leave be given to introduce By-Law Number 2011-90 being the "Lucknow and District Joint Fire Board Agreement Amendment (1) 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 September, 2011.

Carried.

8.3 Munn Transfer for Road Widening- Lake Range Drive By-Law

John Munn passed away several years ago and his two children inherited the property at Part Lots 22 and 23, Concession A. They have been working to update ownership of the property and sell. Their lawyer has discovered that a portion of Lake Range Drive is on their property. The Map attached shows the area of Lake Range Drive that remains in the Munn ownership. We have consulted with the Township solicitor and they have verified we should accept the lands by signing the Transfer Deed of Land and assume the lands as Lake Range Drive to rectify this situation.

Moved by Murray  
Seconded by Abbott

MUNN TRANSFER FOR ROAD WIDENING 304 THAT leave be given to introduce By-Law Number 2011-91 being the "Munn 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 19<sup>th</sup> day of September, 2011.

Carried.

8.4 Edward and Melinda Martin Zoning By-Law

Moved by Abbott  
Seconded by Murray

EDWARD AND MELINDA MARTIN ZONING 305 THAT leave be given to introduce By-Law Number 2011-92 being the "Edward and Melinda Martin Zoning 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 September, 2011.

Carried.

8.5 Wheeler Zoning Amendment By-Law

Moved by Murray  
Seconded by Abbott

WHEELER  
ZONING  
AMENDMENT

306

THAT leave be given to introduce By-Law Number 2011-93 being the "Wheeler Zoning 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 September, 2011.

Carried.

8.6 September 2011 Confirmatory By-Law

Moved by Abbott  
Seconded by Hanna

SEPTEMBER 2011  
CONFIRMATORY

307

THAT leave be given to introduce By-Law Number 2011-94 being the "September, 2011 Confirmatory 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 September, 2011.

Carried.

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

9.1 Maitland Source Water Protection

We have received notice of a drinking water source protection draft planning policy workshop intended for those residents who have a property in the wellhead protection area.

STAFF COMMENTS: The Notice has been copied for your review. All residents affected have been notified by the committee. We bring this to your attention for information purposes only.

ACTION: Noted.

**10.0 TOWNSHIP COMMITTEE MINUTES COPIED**

10.1 Music in the Fields

Minutes of meeting held August 17<sup>th</sup>, 2011

10.2 Ripley Minor Hockey

Minutes of meeting held July 27<sup>th</sup>, 2011

10.3 Lucknow Downtown Revitalization Committee

Minutes of meeting held August 8<sup>th</sup>, 2011

**11.0 NEW BUSINESS****11.1 Natural Gas**

We have received a letter from Carol Mitchell acknowledging her support of natural gas. She is also requesting to be kept advised of the project.

Mayor Twolan also reported about recent meetings with PC Candidate Lisa Thompson and NDP Candidate Grant Robertson for support of the project. A meeting with the Minister of Energy at AMO was also well received.

STAFF COMMENTS: None at this time.

ACTION: Mayor Twolan feels there is good support for the project in this area.

**12.0 OTHER AGENCY MINUTES & REPORTS RECIEVED**

None at this time.

**13.0 CORRESPONDENCE AND INFORMATION ON COUNCIL TABLE**

13.1	AMO	AMO Watch File – September 8, 2011
13.2		Communicate AMO - 2011 CRST Conference – September 7, 2011
13.3		Communicate AMO – AMO Breaking News Re: Provincial Election 2011 – Liberal Platform Bulletin #1
13.4		AMO Watch File – September 1, 2011
13.5		Communicate AMO – Registration Now Open for CRST 2011
13.6	Grey Bruce Health Unit	News Release “Public Assistance Request” September 6, 2011
13.7		News Release “Bayshore and Kelso Beach Posted Unsafe for Bathing” Sept. 1, 2011
13.8		News Release “Kelso Beach Posting Lifted” August 31, 2011
13.9		What’s the Big Deal about Alcohol Symposium – September 29, 2011
13.10	General	Ministry of the Environment – Congratulating H-K on Receiving our Municipal Drinking Water Licence, Drinking Water Works Permit and Accreditation of our operating authority – August 30, 2011
13.11		Lake Huron Centre for Coastal Conservation e-news September 2011
13.12		Grey Matter – A Newsletter for Enquiring Minds – Grey Roots Museum & Archives Fall 2011
13.13		Award for Artists and Arts Organizations – 2012 Premier’s Awards for Excellence in the Arts
13.14		GLSLC – Making Waves September 2, 2011
13.15		Ministry of Citizenship and Immigration – June Callwood Outstanding Achievement Award for Voluntarism in Ontario August 2011
13.16		Immigration Watch Canada – The Misguided Advocates of Open Borders September 1, 2011
13.17		OMAFRA – Premier’s Award for Agri-Food Innovation Excellence Program Sept 2, 2011
13.18		OMAFRA Connects – Huron County and Beyond September 2011
13.19		Thank- you card – The Dickinson Family
13.20		Thank you Lucknow Lawn Bowling Club

**14.0**      **CLOSED SESSION**

Moved by Hanna  
Seconded by Abbott

MOVE TO  
CLOSED  
SESSION

308

THAT Huron-Kinloss Township Council move into a Closed Session pursuant to section 239 of the Municipal Act, 2001, as amended at 7:55 p.m. for the purpose of discussing:

- personal matters about an identifiable individual, including municipal or local board employees;
  - Property Standards
- a proposed or pending acquisition or disposition of land by the municipality or local board;
  - Potential acquisition of land for source water protection.

Carried.

**15.0**      **RETURN TO OPEN SESSION**

Moved by Murray  
Seconded by Abbott

RISE FROM  
CLOSED  
SESSION

309

THAT Huron-Kinloss Township Council rise from Closed Session at 8:25 p.m.

Carried

**16.0**      **ADJOURN**

Moved by Abbott  
Seconded by Murray

ADJOURN

310

THAT Huron-Kinloss Township Council do now adjourn to meet again on September 26<sup>th</sup>, 2011 at 7:15 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