

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

Township of Huron-Kinloss Council met in regular session on the 17th day of March, 2014 at 7:00 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	(A)
Clerk	Sonya Watson	(P)
Treasurer	Jodi MacArthur	(P)

OTHERS PRESENT: Liz Dadson, Barb McKay, Steven Goetz, Alvery Hayes, Joan Chamney, Susan Earle, Leah Andrews

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>
<i>Councillor Elliott</i>	5.1	landowner
	6.8	landowner
	6.9	landowner
<i>Councillor Murray</i>	8.6	relative
<i>Councillor Hanna</i>	5.3	Code of Ethics
	7.1	Family member
	9.1	Neighbour

3.0 ADOPTION OF THE MINUTES

Moved by Murray
Seconded by Hanna

ADOPT COUNCIL MINUTES 68 THAT Huron-Kinloss Township Council hereby adopts the February 13th, 2014 Budget Meeting Minutes the February 18th, 2014 Council Meeting Minutes and the February 20th, 2014 Special Council Meeting minutes as written.

Carried.

Moved by Hanna
Seconded by Murray

ADOPT GENERAL
COMMITTEE
MINUTES

69

THAT Huron-Kinloss Township Council hereby adopts and approves the staff recommendations of the March 3rd, 2014 General Committee Meeting Minutes as written.

Carried.

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: Council viewed the presentation from the County of Bruce Housing which outlined the successes they have had in providing affordable housing options throughout Bruce County. They encouraged the Township to include affordable housing policies in the Township Official Plan. The Official Plan policies will be reviewed in 2015. Staff suggested Leah be invited to a Planning Meeting in the fall to discuss the planning policies that could potentially be amended to incorporate more affordable housing policies into the Official Plan during the 5 year review.

5.0 CORRESPONDENCE COPIED FOR WHICH THE DIRECTION OF COUNCIL IS REQUIRED

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

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: Council approved the following motion.

Moved by Murray
Seconded By Hanna

SUPPORT
MMWTG LETTER

70

WHEREAS Huron-Kinloss Township Council hereby supports the position of the Multi-Municipal Wind Turbine Working Group (MMWTWG) as outlined in the January 31st, 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 31st, 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.

Carried.

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 16th, 2014 deadline for your consideration.

draft letter

ACTION: Council approved sending the letter as prepared.

Councillor Hanna declared a conflict, vacated his seat, and left the room

5.3 Municipal Recall Election Legislation

Moved by Murray
Seconded By Abbott

MUNICIPAL
RECALL
ELECTION
LEGISLATION

71

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.

Defeated.

5.4 Increasing Electricity Rates

Moved by Murray
Seconded By Hanna

INCREASING
ELECTRICITY
RATES

72

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.

Carried.

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: The following motion was passed.

Moved by Hanna
Seconded By Murray

LUCKNOW
SUMMERFEST
(LUCKNOW &
DISTRICT
KINSMEN CLUB)

73 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 18th- Sunday June 22nd, 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

Carried.

6.0 FINANCIAL REPORTS

6.1 Payment of Current Accounts as Presented

Moved by Murray
Seconded By Abbott

APPROVE
MARCH 2014
ACCOUNTS

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

Carried.

6.2 Payment of Previous Month Actual Accounts

Moved by Murray
Seconded by Abbott

APPROVE
ACTUAL
FEBRUARY
PAYMENTS

75

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

Carried.

6.3 Summary Revenue/Expenditure Reports

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

Moved by Abbott
Seconded by Murray

FEB REVENUE
EXPENDITURE
REPORT

76

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

Carried.

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: Received and filed.

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: Approved.

6.6 Grass Cutting Whitechurch

Moved by Hanna
Seconded by Abbott

GRASS CUTTING WHITECHURCH 77 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.
Carried.

6.7 Grass Cutting Kinlough Cemetery

Moved by Abbott
Seconded by Hanna

GRASS CUTTING KINLOUGH CEMETERY 78 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.
Carried.

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

6.8 Noise Nuisance By-Law

Moved by Abbott
Seconded by Hanna

NOISE NUISANCE BY-LAW 79 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 3rd, 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.

Carried.

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

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: Council approved the following motion.

Moved by Abbott
Seconded by Murray

MMWTWG
ADMINISTRATIVE
FUNDING
REQUEST

80

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.

Carried.

7.0 REPORTS OF STAFF AND COMMITTEES

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

7.1 Summer Student Hires

Moved by Sloetjes
Seconded by Gamble

SUMMER STUDENT HIRES 81 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

Carried.

7.2 Nuclear Waste Community Advisory Committee- April Meeting

We have provided the draft Notice regarding the April 1st, 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: Council approved of the meeting forum and passed the following motion.

Notice will be provided.

Moved by Gamble
Seconded by Sloetjes

RESOLUTION
TO ACCEPT
QUESTIONS
FROM PUBLIC
DURING
DELEGATION

82

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 (CNSC) Delegation 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 1st, 2014 meeting of the NWCAC due to the nature of CNSC delegation.

Carried.

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: Council approved staff recommendations. The By-Law authorizing the agreement with Dominion Voting will be brought forward to the April 21st, 2014 meeting for consideration.

8.0 BY-LAWS AND AGREEMENTS

8.1 2014 Water and Wastewater Fees By-law

Moved by Gamble
Seconded by Sloetjes

2014 WATER AND
WASTEWATER
FEES BY-LAW

83

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 17th day of March, 2014.

Carried.

8.2 2014 Budget By-law

Moved by Sloetjes
Seconded by Elliott

2014 BUDGET BY-
LAW

84

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 17th day of March, 2014.

Carried.

8.3 2014 Tax Rate By-Law

Moved by Gamble
Seconded by Sloetjes

2014 TAX RATE
BY-LAW

85

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 17th day of March, 2014.

Carried.

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

Moved by Sloetjes
Seconded by Gamble

CULTURAL
DEVELOPMENT
FUND (CDF)
GRANT
PROGRAM

86

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 17th day of March, 2014.

Carried.

8.5 Point Clark Community Centre Caretakers Agreement 2014 By-Law

Moved by Elliott
Seconded by Sloetjes

POINT CLARK
COMMUNITY
CENTRE
CARETAKERS
AGREEMENT
2014

87 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 17th day of March, 2014.

Carried.

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

8.6 Gravel Pit Farm Lease Agreement 2014 By-Law

Moved by Elliott
Seconded by Gamble

GRAVEL PIT
FARM LEASE
AGREEMENT
2014

88 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 17th, day of March, 2014.

Carried.

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

Councillor Hanna declared a conflict, vacated his seat and left the room. Councillor Hanna also stated he would not be participating in the Planning Meeting scheduled for March 24th, 2014 due to the pecuniary interest declared.

9.1 Notice of Public Meeting – Bushell Application

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

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

ACTION: Noted.

10.0 TOWNSHIP COMMITTEE MINUTES RECEIVED

10.1 Nuclear Waste Community Advisory Committee

Minutes of meeting held February 4th, 2014

10.2 Lucknow & District Joint Recreation Board

Minutes of meeting held January 22nd, 2014

11.0 NEW BUSINESS/COUNCIL REPORTS

11.1 Unopened Road Allowance

Moved by Elliott
Seconded by Sloetjes

UNOPENED
ROAD
ALLOWANCE

89

WHEREAS the unopened road allowance known as part of Delhi Street, Plan 43 Lucknow, lying North of Ludgard Street is surplus to the needs of the Township; and

WHEREAS The County of Bruce intends to build a new County Shed in Lucknow in 2014; and

WHEREAS the County of Bruce is seeking to purchase the unopened road allowance known as part of Delhi Street, Plan 43 Lucknow, lying North of Ludgard Street from the township for such building purposes;

NOW THEREFORE IT BE RESOLVED THAT Huron-Kinloss Township Council hereby declares the unopened road allowance known as part of Delhi Street, Plan 43 Lucknow, lying North of Ludgard Street surplus; and

FURTHER THAT Huron-Kinloss Township Council hereby acknowledges their intent to enter an Agreement of Purchase and Sale with the County of Bruce for the property known as the unopened part of Delhi Street, Plan 43 Lucknow, lying North of Ludgard Street; and

FURTHER THAT Council intends to accept the Agreement of Purchase and Sale including the provisions outlined in “Schedule “A” as presented at the March 17th, 2014 Council Meeting following the provisions in the Notice By-Law 2008-32 and Real property Disposal By-law 99-18 have been met by staff and the public has had the opportunity to comment.

Carried.

11.2 Meeting with the Mennonite Community

Councillor Murray reported on a meeting held with the Mennonite community on March 6th, 2014 regarding carbon monoxide detectors being placed in their schools. The Mennonite group then also attended the Nuclear Waste Management Open House at the Lucknow Sports Complex in Lucknow following the meeting.

STAFF COMMENTS: None at this time.

ACTION: Noted.

12.0 **OTHER AGENCY MINUTES & REPORTS RECEIVED**

No items received.

13.0 **CORRESPONDENCE AND INFORMATION ON COUNCIL TABLE**

13.1	AMO	AMO Communications – <i>Wynne Government Embraces Provincial Oversight of Municipal Government</i> March 6, 2014
13.2		AMO Watch File March 6, 2014
13.3		AMO Communications – <i>One Investment Program 2013 Annual Report Now Available</i> March 6, 2014
13.4		AMO 2014 Asset Management Symposium
13.5		AMO <i>OPP Policed Communities: Update 3</i> February 28, 2014
13.6	Grey Bruce Health Unit	News Release – <i>March is Nutrition Month – Simple Cook and Enjoy !</i> – March 4, 2014
13.7		News Release – <i>Random-Acts-of-Kindness Replaces Nekominations</i> March 3, 2014
13.8		News Release – <i>Health Unit Receives Accreditation with Exemplary Standing</i> March 3, 2014
13.9	General	Accessibility Directorate of Ontario- <i>Public Consultations and Public Feedback</i> 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 Sloetjes
Seconded by Elliott

MOVE TO
CLOSED
SESSION

90 THAT Huron-Kinloss Township Council move into a Closed Session pursuant to section 239 of the Municipal Act, 2001, as amended at 8:25 p.m. for the purpose of discussing:

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

Carried.

15.0 **RETURN TO OPEN SESSION**

Moved by Sloetjes
Seconded by Elliott

RISE FROM
CLOSED
SESSION

92 THAT Huron-Kinloss Township Council rise from Closed Session at 8:30 p.m.

Carried

16.0 **CONFIRMING BY-LAW**

Moved by Elliott
Seconded by Murray

MARCH, 2014
CONFIRMATORY
BY-LAW

93 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 17th day of March, 2014.

Carried.

18.0 ADJOURN

Moved by Murray
Seconded by Abbott

ADJOURN 94 THAT Huron-Kinloss Township Council do now adjourn.

Carried

Original Signed by Mitch Twolan
Mayor

Original Signed by Sonya Watson
Clerk