



THE CORPORATION OF
HALDIMAND COUNTY
COUNCIL MINUTES

DATE: December 16, 2013

TIME: 6:00 p.m.

PLACE: Cayuga Municipal Administration Building, Council Chambers

PRESENT:

Council	K. Hewitt	Mayor
	L. Bartlett	Councillor
	F. Morison	Councillor
	C. Grice	Councillor
	T. Dalimonte	Councillor
	R. Shirton	Councillor
	L. Boyko	Councillor
SMT	D. Boyle	Chief Administrative Officer
	K. General	General Manager, Corporate Services
	T. Haedrich	Director, Engineering Services & Roads Operations
	H. Hanly	General Manager, Community Services
	C. Manley	General Manager, Planning & Economic Development
	P. Mungar	General Manager, Public Works
Clerk	E. Eichenbaum	Clerk

CALL TO ORDER

Mayor Hewitt called the Council meeting to order at 6:03 p.m.

MOMENT OF SILENCE

Mayor Hewitt opened the meeting with a moment of silence.

ROLL CALL

The Mayor and all Members of Council were in attendance.

DISCLOSURES OF PECUNIARY INTEREST

Councillor Shirton declared a pecuniary interest with regards to PED-PD-47-2013 and the related by-law as he is part owner of the property in question.

APPROVAL OF PREVIOUS COUNCIL MEETING MINUTES

Resolution 253-13

Moved By: Councillor Morison
Seconded By: Councillor Bartlett

1. THAT the minutes of the November 25, 2013 Council meeting be adopted as circulated.
2. AND THAT the minutes of the Closed Session of the November 25, 2013 Council meeting be adopted as circulated and remain confidential.

CARRIED (Unanimously 7-0)

Resolution 254-13

Moved By: Councillor Boyko
Seconded By: Councillor Shirton

1. THAT the minutes of the December 2, 2013 Special Council meeting be adopted as circulated.
2. AND THAT the minutes of the Closed Session of the December 2, 2013 Special Council meeting be adopted as circulated and remain confidential.

CARRIED (Unanimously 7-0)

PRESENTATIONS OF RECOGNITION

A retirement certificate was presented to Wray Oakes, Manager, Roads Operations.

DELEGATIONS

1. Dianne McCollum outlined her concerns regarding the proposed acquisition of Haldimand County Utilities Inc. noting the successful operation of Haldimand County Hydro and issues regarding Hydro One's operation.
2. Bernie Corbett provided background information concerning the provision of hydro in Haldimand County in recent decades. Mr. Corbett indicated that there are compelling reasons to accept the offer, and emphasized that the proceeds of this transaction must benefit the community.
3. Ralph DeBoer explained that Rosa Flora Growers has developed a strong working relationship with Haldimand County Hydro. He indicated that they support the potential sale as long as Hydro One commits to continuing the relationship, and would also like to see additional generation capacity.
4. Don Smith noted that the Hydro One presentation was good but noted his hesitation on supporting the sale due to the effects on future generations.
5. Ray Hunter noted that the current situation and proposal are different than what was considered in 2005. He indicated that the County should take advantage of this offer, and emphasized that the proceeds should be invested in a valuable asset.

6. Jane Albert provided some background information related to the operation of Haldimand County Utilities Inc., highlighting the capital program and the excellent staff.
7. Larry Drebert provided comments based on his experience in micro-FIT sales. He compared the lower charges and efficient process through Haldimand County Hydro and the more complex process and higher charges through Hydro One.
8. Cori Moss noted her concern, based on several factors, that accepting the Hydro One offer is premature. She noted concerns related to the ongoing Ontario Energy Board application process related to the Hydro One purchase of Norfolk County Hydro, and wants to ensure that due diligence is done prior to making a decision.
9. John Edelman noted his concern that there should be accountability and growth related to the proceeds of the sale. He supports the sale and wants assurance that the money remains protected for the community.

UNFINISHED BUSINESS

Hydro One – Acquisition Proposal for Haldimand County Hydro Inc.

- a) Rick Stevens, Vice President Customer Service, Hydro One Networks Inc. made a presentation on the Hydro One offer to acquire Haldimand County Utilities Inc.
- b) Jim Hopeson, Hopeson Financial Inc., made a presentation on his review of the Hydro One offer

Resolution 255-13

Moved By: Councillor Boyko
Seconded By: Councillor Bartlett

THAT the offer from Hydro One Inc. to acquire Haldimand County Utilities Inc. be approved subject to the following conditions:

1. The Share Purchase Agreement, at a minimum, must reflect the commitments presented by Hydro One on December 10, 2013 regarding:
 - Financial value
 - Rates
 - Reliability and customer service
 - Employment of HCUI staff
 - Local service centres;
2. Legal review of the Share Purchase Agreement: and
3. Final Council review and approval of the Share Purchase Agreement;

AND THAT the public be assured that Council's intent is to contribute to the net proceeds of the divestiture in a secure, stable, long term investment for the future benefit of Haldimand County taxpayers.

CARRIED (Unanimously 7-0)

Resolution 256-13

Moved By: Councillor Grice
Seconded By: Councillor Shirton

THAT the correspondence and delegation materials from:

- Dianne McCollum, resident;
- Bernie Corbett, resident;
- Arjan Vos and Ralph DeBoer, Rosa Flora Ltd.;
- Don Smith, resident;
- Raymond Hunter, resident;
- Jane Albert, President & CEO, Haldimand County Hydro Inc.;
- Larry Drebert, resident;
- Cori Moss, resident; and
- John Edelman, Haldimand Motors and The Blue Barn,

RE: Hydro One – Acquisition Proposal for Haldimand County Hydro Inc., be received as information.

CARRIED (Unanimously 7-0)

Resolution 257-13

Moved By: Councillor Boyko
Seconded By: Councillor Dalimonte

THAT the correspondence from Domenic Murdaca, Business Representative of Independent Brotherhood of Electrical Workers dated December 12, 2013, RE: One – Acquisition Proposal for Haldimand County Hydro Inc. be received as information.

CARRIED (6-1)

APPROVAL OF COMMITTEE MINUTES

Resolution 258-13

Moved By: Councillor Grice
Seconded By: Councillor Morison

THAT the minutes of the December 10, 2013 Council in Committee meeting be adopted as presented.

CARRIED (Unanimously 7-0)

Resolution 259-13

Moved By: Councillor Bartlett
Seconded By: Councillor Morison

THAT the minutes of the Closed Session of the December 10, 2013 Council in Committee meeting be adopted as circulated and remain confidential.

CARRIED (Unanimously 7-0)

UNFINISHED BUSINESS (CONTINUED)

Resolution 260-13

Moved By: Councillor Boyko
Seconded By: Councillor Dalimonte

THAT Memorandum PED-PD-M06-2013 RE: By-law Revision – 844-HC/13 (Shirton), be received as information.

CARRIED (6-0)
1 Disclosure of Pecuniary Interest

Resolution 261-13

Moved By: Councillor Morison
Seconded By: Councillor Bartlett

THAT Memorandum CS-SS-M06-2013 RE: By-law Amendment – Sale of Lowbanks Fire Hall, be received as information.

CARRIED (Unanimously 7-0)

REPORTS FROM COUNCIL APPOINTEES TO BOARDS AND COMMISSIONS

1. A study on the Grand River was noted.

MOTIONS

None

BY-LAWS

Resolution 262-13

Moved By: Councillor Grice
Seconded By: Councillor Morison

THAT By-law 1 as listed on the agenda be hereby introduced and given a first and second reading.

CARRIED (6-0)
1 Disclosure of Pecuniary Interest

Resolution 263-13

Moved By: Councillor Boyko
Seconded By: Councillor Dalimonte

THAT By-law 1 as listed on the agenda be hereby introduced and given a third and final reading, be signed by the Mayor and the Clerk, the corporate seal affixed thereto and numbered.

CARRIED (6-0)
1 Disclosure of Pecuniary Interest

Resolution 264-13

Moved By: Councillor Shirton
Seconded By: Councillor Dalimonte

THAT By-laws 2 to 7, as listed on the agenda be hereby introduced and given a first and second reading.

CARRIED (Unanimously 7-0)

Resolution 265-13

Moved By: Councillor Boyko
Seconded By: Councillor Shirton

THAT By-laws 2 to 7, as listed on the agenda be hereby introduced and given a third and final reading, be signed by the Mayor and the Clerk, the corporate seal affixed thereto and numbered.

CARRIED (Unanimously 7-0)

NOTICES OF MOTION

None

ANNOUNCEMENTS

1. Councillor Grice congratulated staff on a successful year, and encouraged residents to shop locally.

CLOSED SESSION

Resolution 266-13

Moved By: Councillor Grice
Seconded By: Councillor Morison

THAT pursuant to Section 239 of the *Municipal Act*, as amended, Council convene in a meeting at 8:30 p.m. closed to the public, to discuss:

- Security of the property of the municipality or local board
 1. Correspondence from Haldimand County Hydro Inc. dated December 9, 2013 Re: Section 4.12 – Remuneration Haldimand County Utilities Inc.
- Personal matters about an identifiable individual, including municipal or local board employees
 1. Personnel matter

Resolution 267-13

Moved By: Councillor Boyko
Seconded By: Councillor Grice

THAT consideration of correspondence from Haldimand County Utilities Inc. dated December 9, 2013 re: Section 4.12 – Remuneration Haldimand County Utilities Inc. be deferred to the January 14, 2014 Council in Committee meeting.

CARRIED (6-1)

The resolution to convene in a closed meeting to discuss a personnel matter was carried unanimously 7-0.

Resolution 268-13

Moved By: Councillor Grice
Seconded By: Councillor Bartlett

THAT the correspondence from Haldimand County Utilities Inc. dated December 9, 2013 re: Section 4.12 – Remuneration Haldimand County Utilities Inc. be received and remain confidential.

CARRIED (Unanimously 7-0)

Resolution 269-13

Moved By: Councillor Morison
Seconded By: Councillor Bartlett

THAT this closed meeting now adjourn at 8:44 p.m. and reconvene in open session.

CARRIED (Unanimously 7-0)

CONFIRMING BY-LAW

Resolution 270-13

Moved By: Councillor Shirton
Seconded By: Councillor Dalimonte

THAT the Confirming By-law be hereby introduced and given a first and second reading.

CARRIED (Unanimously 7-0)

Resolution 271-13

Moved By: Councillor Dalimonte
Seconded By: Councillor Shirton

THAT the Confirming By-law be hereby introduced and given a third and final reading, be signed by the Mayor and the Clerk, the corporate seal affixed thereto and numbered.

CARRIED (Unanimously 7-0)

ADJOURNMENT

Resolution 272-13

Moved By: Councillor Bartlett
Seconded By: Councillor Morison

THAT this meeting is now adjourned at 8:47p.m.

CARRIED (Unanimously 7-0)

MAYOR

CLERK