



THE CORPORATION OF  
HALDIMAND COUNTY

**COUNCIL IN COMMITTEE MINUTES**

**DATE:** February 4, 2014

**TIME:** 9:30 a.m.

**PLACE:** Cayuga Municipal Administration Building, Council Chambers

**PRESENT:**

<b>Council</b>	L. Bartlett	Councillor
	F. Morison	Councillor
	C. Grice	Councillor
	R. Shirton	Councillor
	L. Boyko	Councillor
<b>SMT</b>	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
<b>Staff</b>	N. Mahmood	Planner, Planning and Development
	M. Ferris	Planner, Planning and Development
	R. Charlton	Manger, Building & By-Law Enforcement
	L. Kissner	Supervisor, Community Programs & Events
	K. Meyer	Health and Safety Coordinator
	M. Evers	Manager, Planning & Development
	M. Merritt	Treasurer
<b>Clerk</b>	E. Eichenbaum	Clerk

**CALL TO ORDER**

Councillor Boyko called the Council in Committee meeting to order at 9:32 a.m.

**ROLL CALL**

All Members of Council were in attendance except Mayor Hewitt and Councillor Dalimonte who were absent due to personal reasons.

**DISCLOSURES OF PECUNIARY INTEREST**

None.

## **PUBLIC MEETINGS FOR PLANNING APPLICATIONS**

### **PED-PD-02-2014 RE: TEMPORARY USE BY-LAW TO PERMIT AN ADDITIONAL USE - SHERBROOKE (SAVOIE)**

N. Mahmood introduced Report PED-PD-02-2014 outlining an application to consider an amendment to the Town of Dunnville Zoning By-Law 1-DU 80 for a Temporary Use By-Law to permit an additional use.

James Savoie, applicant, described progress to date on the cottage being built on the property, and the related accessory buildings - a cargo container and a recreational vehicle.

Nick Mucciante, nearby property owner, expressed concerns related to the legality of the proponent's activities and disruptions to adjacent property owners. He also referred to recent drainage issues.

Mr. Mucciante also submitted correspondence from Lilio Benassi, nearby property owner regarding this zoning application.

There being no one else present to speak either for or against this application, deliberations concluded with the introduction of the following recommendations:

#### **Recommendation 1**

Moved By: Councillor Shirton  
Seconded By: Councillor Grice

1. THAT Report PED-PD-02-2014 Re: Temporary Use By-law to Permit an Additional Use - Sherbrooke (Savoie) dated January 02, 2014 BE RECEIVED;
2. AND THAT application PLZ-HA 2013-164, to pass a Temporary Use By-law to permit an additional use NOT BE APPROVED for reasons outlined in Report PED-PD-02-2014;
3. AND THAT the application is deemed to be consistent with the Provincial Policy Statement 2005, the Provincial Growth Plan and other matters of Provincial interest, but not in conformity with the Haldimand County Official Plan;
4. AND THAT the Temporary Use By-law attached to Report PED-PD-02-2014 NOT BE PASSED.

CARRIED (Unanimously 5-0)

#### **Recommendation 2**

Moved By: Councillor Shirton  
Seconded By: Councillor Grice

THAT the correspondence from Lilio Benassi, dated February 03, 2014, regarding the zoning application by James Savoie, be received as information.

CARRIED (Unanimously 5-0)

### **PED-PD-03-2014 RE: ZONING TO FULFILL A CONDITION OF CONSENT (BARRICK)**

M. Ferris introduced Report PED-PD-03-2014 outlining an application to consider a proposal to amend the Town of Dunnville Zoning By-Law 1-DU 80 to fulfill a condition of consent for lot creation within the Hamlet of Lowbanks.

The applicant was in attendance to answer questions.

There being no one else present to speak either for or against this application, deliberations concluded with the introduction of the following recommendations:

#### **Recommendation 3**

Moved By: Councillor Shirton  
Seconded By: Councillor Morison

1. THAT Report PED-PD-03-2014 Re: Zoning to Fulfill a Condition of Consent (Barrick) dated January 8, 2014 be received;
2. AND THAT application PLZ-HA 2013-163 to amend the Town of Dunnville Zoning By-law 1-DU 80 to (i) rezone Part 1, 2, and 3 from 'Agriculture Zone (A)' to Hamlet Residential Zone (RH); and (ii) seek relief from the minimum lot area, minimum lot frontage, interior side yard (right) provisions for Part 1, BE APPROVED for reasons outlined in Report PED-PD-03-2014;
3. AND THAT the proposal is deemed to BE CONSISTENT with the Provincial Policy Statement (2005), and the Growth Plan for the Greater Golden Horseshoe (2006);
4. AND THAT the By-law attached to Report PED-PD-03-2014 BE PASSED.

CARRIED (Unanimously 5-0)

### **PED-PD-04-2014 RE: ZONING AMENDMENT TO FACILITATE NEW EMERGENCY SERVICES FACILITY, CAYUGA**

M. Evers introduced Report PED-PD-04-2014 outlining an application to consider an amendment to the Town of Haldimand Zoning By-Law 1- H 86 to create a single consistent Community Institutional zone, with site-specific provisions for the development of a new emergency services facility within Cayuga.

Craig and Rachel Dell, nearby property owners, spoke to the application and expressed concerns with site plan control, fire truck movement on McKay Street, and safety issues related to the lack of sidewalks for children walking to and from school, a home for disabled children and a seniors home nearby.

Mollie Cooper, nearby property owner, spoke to the application and expressed concerns with public safety for nearby residents, the use of McKay Street instead of Highway 3, fire truck movement on Thorburn Street and the esthetics of the building being so close to the road. Ms. Cooper also feels the flashing light at Thorburn Street and Highway 3 should become a full traffic signal.

There being no one else present to speak either for or against this application, deliberations concluded with the introduction of the following recommendations.

#### **Recommendation 4**

Moved By: Councillor Morison

Seconded By: Councillor Grice

1. THAT Report PED-PD-04-2014 Re: Zoning Amendment to Facilitate New Emergency Services Facility, Cayuga dated January 8, 2014 be received;
2. AND THAT Application PLZ-HA-2013-169, to amend the Town of Haldimand Zoning By-law 1-H 86 to rezone the subject lands to "Community Institutional - Holding (IC - H)" with site-specific provision 36.393 to facilitate the development of a new Emergency Services Facility, BE APPROVED for reasons outlined in Report PED-PD-04-2014;
3. AND THAT the by-law attached to Report PED-PD-04-2014 BE PASSED;
4. AND THAT the holding provision removal by-law attached to Report PED-PD-04-2014 BE PASSED and the General Manager of Planning and Economic Development be granted authority to remove the holding provision when all conditions relating to the matter are satisfactorily addressed;
5. AND THAT the proposal is deemed to BE CONSISTENT with Provincial Policy Statement 2005 and the Provincial Growth Plan.

CARRIED (Unanimously 5-0)

## **DEPARTMENTAL STAFF REPORTS**

### **Planning and Economic Development Business**

#### **PED-EDT-01-2014 RE: RURAL BUSINESS AND TOURISM COMMUNITY IMPROVEMENT PLAN – 1019 BAINS ROAD, SOUTH CAYUGA – BAINS ROAD CIDER COMPANY**

#### **Recommendation 5**

Moved By: Councillor Bartlett

Seconded By: Councillor Shirton

1. THAT Report PED-EDT-01-2014 Re: Rural Business and Tourism Community Improvement Plan (RBTCIP), 1019 Bains Road, South Cayuga – Bains Road Cider Company dated January 02, 2014 be received;
2. AND THAT 1019 Bains Road, South Cayuga be approved for a grant not to exceed \$13,388;
3. AND THAT the project be funded from the Community Improvement Plan Reserve, to a maximum of \$13,388;
4. AND THAT the Mayor and Clerk be authorized to execute the Rural Business and Tourism Community Improvement Plan Financial Incentive Program Agreement with the respective property owner.

CARRIED (4-0)

Councillor Morison was absent for this vote

#### **PED-BC-01-2014 RE: APPOINTMENT OF BUILDING INSPECTOR – LINDSAY SQUIRES**

### **Recommendation 6**

Moved By: Councillor Bartlett  
Seconded By: Councillor Grice

1. THAT Report PED-BC-01-2014 Re: Appointment of Building Inspector - Lindsay Squires dated January 24, 2014 be received;
2. AND THAT the applicable by-laws regarding the appointment of Lindsay Squires under the:
  - a) *Ontario Building Code Act*, and the *Municipal Act*, respecting the appointment of Building Inspectors; and the
  - b) *Police Services Act* respecting the appointment of Municipal Law Enforcement Officers

be passed by Council.

CARRIED (Unanimously 5-0)

### **OTHER BUSINESS:**

None.

Deputy Mayor Bartlett assumed the Chair for this portion of the meeting.

## **MOTIONS OF CONSENT**

### **Recommendation 7**

Moved By: Councilor Grice  
Seconded By: Councillor Shirton

THAT the following memorandums be received as information:

1. CMS-GL-M01-2014 RE: New Position – Nursing Quality Assurance Position
2. CMS-GM-M01-2014 RE: Update Regarding Purchase of Property in South Cayuga for a Fire Hall

AND THAT the recommendations as contained in the following reports be adopted:

### **PW-ES-01-2014 RE: UPDATE TO BY-LAW 1184/11 – BRIDGE STRUCTURES LOAD LIMIT RESTRICTIONS**

1. THAT Report PW-ES-01-2014 Re: Update to By-law 1184/11 - Bridge Structures Load Limit Restrictions dated January 15, 2014 be received;
2. AND THAT a by-law be passed to amend Schedule "A" of By-law No. 1184/11.

### **PW-WW-02-2014 RE: MINISTRY OF THE ENVIRONMENT 2013 ANNUAL WATER QUALITY REPORTS**

1. THAT Report PW-WW-02-2014 Re: Ministry of the Environment 2013 Annual Water Quality Reports dated January 20, 2014 be received as information.

CARRIED (Unanimously 5-0)

## **PRESENTATIONS AND CONSIDERATION OF RELATED REPORTS**

### **PED-GM-01-2014 RE: PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT 2013 FOURTH QUARTER ACTIVITY AND ANNUAL REPORT**

Craig Manley presented the Planning and Economic Development Department 2013 Fourth Quarter Activity and Annual Report.

#### **Recommendation 8**

Moved By: Councillor Boyko  
Seconded By: Councillor Grice

THAT Report PED-GM-01-2014 Re: Planning and Economic Development Department 2013 Fourth Quarter Activity and Annual Report dated January 6, 2014 be received.

CARRIED (Unanimously 5-0)

### **PW-ES-M01-2014 RE: TALBOT STREET RECONSTRUCTION IN CAYUGA**

Tyson Haedrich presented an overview of the planned Talbot Street reconstruction in Cayuga.

#### **Recommendation 9**

Moved By: Councillor Morison  
Seconded By: Councillor Grice

THAT Memorandum PW-ES-M01-2014 RE: Talbot Street Reconstruction in Cayuga, dated January 24, 2014, be received.

## **DELEGATIONS AND CONSIDERATION OF RELATED REPORTS**

1. Go Paul Bougram, correspondence dated December 11, 2013, RE: property tax payments. (Delegation previously listed for the January 14, 2014 meeting.)

The delegation did not appear at the meeting.

## **DEPARTMENTAL STAFF REPORTS (CONTINUED)**

### **PUBLIC WORKS Business**

Councillor Shirton, Chair of Public Works, assumed the Chair for this portion of the meeting.

#### **OTHER BUSINESS:**

1. Correspondence dated January 29, 2014 from Jane Albert, President & CEO, Haldimand County Hydro Inc., requesting an exemption to By-Law 307/02, a By-Law to regulate parking in Haldimand County

Councillor Boyko moved deferral of consideration of this matter, but the recommendation was not seconded.

### **Recommendation 10**

Moved By: Councillor Boyko  
Seconded By: Councillor Bartlett

**THAT the correspondence from Haldimand County Hydro Inc. dated January 29, 2014 RE: Request for Exemption under By-Law 307/12, be received.**

**AND THAT staff be directed to report back on the Haldimand County Hydro request for exemption from the Parking Control By-Law.**

CARRIED (Unanimously 5-0)

2. Discussion RE: Winter Control - Don Boyle will have staff prepare some information for Council on cost estimates and procedures that can be shared with the public.

### **Joint Services Business**

#### **OTHER BUSINESS:**

None.

### **Community Services Business**

#### **OTHER BUSINESS:**

None.

### **Corporate Services Business**

Councillor Morison, Chair of Corporate Services, assumed the Chair for this portion of the meeting.

### **CS-FI-01-2014 RE: 2014 INTERIM TAX LEVY AND TEMPORARY BORROWING**

#### **Recommendation 11**

Moved By: Councillor Boyko  
Seconded By: Councillor Grice

**THAT the report CS-FI-01-2014 RE: 2014 Interim Tax Levy and Temporary Borrowing, dated January 22, 2014, be received.**

1. THAT Report CS-FI-01-2014 Re: 2014 Interim Tax Levy and Temporary Borrowing, dated January 22, 2014, be received;

2. AND THAT the 2014 Interim Tax be levied at the following rates:

<b>PROPERTY CLASS</b>	<b>Tax Classes</b>	<b>2014 Interim Tax Rate</b>
Residential/Farm	RT (RF,RG,RH,RP)	0.00613530
Residential Farmland Pending Development	R1	0.00276090
Multi-Residential	MT	0.01293210
Commercial (Occupied)	CT, ST (CF,CG,CH,CP,DP,GF)	0.01557970
Commercial Excess Lands/Vacant Lands	CU, SU, CX (CJ,CR,CZ)	0.01090580
Commercial (New Construction)	XT	0.01476820
Commercial (New Construction) Vacant Lands	XU	0.01033770
Industrial (Occupied)	IT, LT (IH,IP,LI,LN,LS)	0.01971710
Industrial Excess Lands/Vacant Lands	IU, LU, IX (IK,IZ,LK)	0.01281610
Industrial Farmland Pending Development	I1	0.00276090
Industrial (New Construction)	JT	0.01801710
Pipelines	PT	0.01542620
Farmlands	FT (FP)	0.00153410
Managed Forests	TT	0.00153410

3. AND THAT the 2014 Interim Tax Levy be due and payable in two equal installments on March 31<sup>st</sup>, 2014 and May 30<sup>th</sup>, 2014;
4. AND THAT the rate of penalty and interest for 2014 be set at 1.25% per month (15% per annum);
5. AND THAT a By-law be passed to authorize an Interim Tax Levy for 2014 based on the tax rates set out in Report CS-FI-01-2014;
6. AND THAT delegated authority be given to the Treasurer to adjust an individual property owner's interim taxes for 2014, if required, in the event that the taxes would be too low or too high in relation to the estimated total annual taxes for 2014, in accordance with Section 317(9) of the Municipal Act;
7. AND THAT the Temporary Borrowing By-law be amended to set the limit for borrowing certain sums to meet current expenditures for the year, until revenues are received, at \$5,000,000, for the reasons outlined in report CS-FI-01-2014;
8. AND THAT the General Manager of Corporate Services and the Treasurer be authorized to execute the applicable credit agreement, on an annual basis, to allow for the temporary borrowing, to a limit of \$5,000,000.

CARRIED (Unanimously 5-0)

**CS-FI-02-2014 RE: 2014 ANALYSIS OF ASSESSMENT UPDATE**

**Recommendation 12**

Moved By: Councillor Grice  
 Seconded By: Councillor Boyko

THAT Report CS-FI-02-2014 Re: 2014 Analysis of Assessment Update, dated January 22, 2014 be received as information.

CARRIED (Unanimously 5-0)



## **CS-HR-01-2014 RE: 2014 OCCUPATIONAL HEALTH AND SAFETY POLICY AND PROGRAM**

### **Recommendation 13**

Moved By: Councillor Grice  
Seconded By: Councillor Shirton

1. THAT Report CS-HR-01-2014 Re: 2014 Occupational Health and Safety Policy and Program, dated January 28, 2014 be received;
2. AND THAT the 2014 Occupational Health and Safety Program be approved as outlined in Report CS-HR-01-2014;
3. AND THAT Policy No. 2013-01 Occupational Health and Safety Policy be rescinded and replaced with the 2014 Occupational Health and Safety Policy as outlined in Attachment #5 to Report CS-HR-01-2014;

CARRIED (Unanimously 5-0)

### **OTHER BUSINESS:**

1. Discussion RE: Sale of Hydro. The CAO and General Manager, Corporate Services are working on a share purchase agreement along with a legal firm and Hydro One representatives. To date, no work has been undertaken to report on options for the net proceeds of the divestiture.
2. Discussion RE: Corporate Mileage Rates. Although approved rates have increased in relation to the Consumer Price Index on private transportation in Ontario, travel expenses for the County have decreased.

## **REPORTS FROM SPECIAL PURPOSE COMMITTEES, BOARDS AND COMMISSIONS**

### **1. MINUTES OF THE POLICE SERVICES BOARD – NOVEMBER 27, 2013**

#### **Recommendation 14**

Moved By: Councillor Morison  
Seconded By: Councillor Grice

THAT the November 27, 2013 Police Services Board minutes be received as information.

CARRIED (Unanimously 5-0)

## **2. MEMO RE: APPOINTMENT OF POLICE SERVICES BOARD CHAIR AND VICE CHAIR**

### **Recommendation 15**

Moved By: Councillor Grice  
Seconded By: Councillor Morison

THAT the memo RE: Appointment of Police Services Board Chair and Vice Chair, dated January 22, 2014, be received as information.

CARRIED (Unanimously 5-0)

## **3. UPDATE RE: HALDIMAND SECONDARY ACCOMMODATION REVIEW**

Councillor Boyko provided an update on the Accommodation Review Committee's meetings and discussions to date.

### **Recommendation 16**

Moved By: Councillor Shirton  
Seconded By: Councillor Grice

THAT the materials presented RE: Grand Erie District School Board's Haldimand Secondary Accommodation Review dated January 22, 2014, be received as information.

CARRIED (Unanimously 5-0)

## **UNFINISHED BUSINESS**

None.

## **NEW BUSINESS**

None.

## **INQUIRIES, ANNOUNCEMENTS AND CONCERNS OF COUNCILLORS**

1. Winter Control issues were discussed.
2. February 17, 2014 Heritage Day will be celebrated in Selkirk.
3. Family Day activities happening across the County include free public skating and other family activities.

## **CLOSED SESSION**

### **Recommendation 17**

Moved By: Councillor Boyko  
Seconded By: Councillor Grice

THAT pursuant to Section 239 of the *Municipal Act*, as amended, Council convene in a meeting at 2:35 p.m. closed to the public, to discuss:

- The security of the property of the municipality or local board.
  1. Correspondence from Haldimand County Hydro Inc. dated January 13, 2014 RE: HCUI and Its Subsidiary Companies' Minutes of Meetings.
  2. **OPG assessment appeal status verbal update.**
- Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board.
  1. **White Oaks legal action – verbal update.**

CARRIED (Unanimously 5-0)

### **Recommendation 18**

Moved By: Councillor Boyko  
Seconded By: Councillor Morison

THAT this closed meeting now adjourn at 3:03 p.m. and reconvene in open session.

CARRIED (Unanimously 5-0)

### **Recommendation 19**

Moved By: Councillor Morison  
Seconded By: Councillor Boyko

THAT the correspondence dated January 13, 2014, and following minutes of meetings from Haldimand County Utilities Inc. and Its Subsidiary Companies' be received as information and remain confidential:

- Haldimand County Utilities Inc. dated October 23, 2013
- Haldimand County Hydro Inc. dated October 23, 2013
- Haldimand County Utilities Inc. dated November 27, 2013
- Haldimand County Hydro Inc. dated November 27, 2013

CARRIED (Unanimously 5-0)

# ADJOURNMENT

## Recommendation 20

Moved By: Councillor Morison

Seconded By: Councillor Shirton

THAT this meeting is now adjourned at 3:05 p.m.

CARRIED (Unanimously 5-0)

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ACTING MAYOR

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CLERK