



THE CORPORATION OF
HALDIMAND COUNTY

COUNCIL IN COMMITTEE MINUTES

DATE: April 22, 2014

TIME: 9:30 a.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
Staff	R. Charlton	Manager, Building & By-law Enforcement
	M. Evers	Manager, Planning and Development
	R. Grimwood	Manager, Emergency Services/Fire Chief
	J. Jackson	Administrator, Grandview Lodge
	P. Mete	Manager, Facilities & Parks Operations
	J. Regan	Manager, Economic Development & Tourism
	S. Van Dalen	Planner
	S. Wilson	Manager, Community Development & Partnerships
Clerk	J. Shaw	Deputy Clerk

CALL TO ORDER

Councillor Boyko called the Council in Committee meeting to order.

ROLL CALL

The Mayor and all Members of Council were in attendance.

DISCLOSURES OF PECUNIARY INTEREST

None.

PUBLIC MEETINGS FOR PLANNING APPLICATIONS

Councillor Boyko, Chair of Planning and Economic Development, assumed the Chair for this portion of the meeting.

Prior to commencing the public meeting the Chair explained the meeting, delegation and appeal process. He noted that decisions made by Committee at this meeting would be given final consideration at the April 28, 2014 Council meeting.

PED-PD-09-2014 RE: OFFICIAL PLAN AND ZONING BY-LAW AMENDMENT TO FACILITATE INDUSTRIAL DEVELOPMENT, NORTH CAYUGA (VANREENEN STABLE INC.)

S. Van Dalen introduced Report PED-PD-09-2014 outlining an application to amend the Haldimand County Official Plan designation of the subject lands to a site-specific 'Agricultural' designation to facilitate the proposed expansion of an existing rural industrial operation.

David Roe, Planning Consultant and Dave Glenney, Engineering Consultant, were in attendance to answer questions. It was noted that they are working with the Grand River Conservation Authority on the proposal.

Rudolph Horvat, nearby property owner, was also in attendance. Mr. Horvat expressed concerns related to flooding.

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 Morison

Seconded By: Councillor Shirton

1. THAT Report PED-PD-09-2014 Re: Official Plan and Zoning By-law Amendment to Facilitate Industrial Development, North Cayuga (Vanreenen Stable Inc.) dated March 26, 2014 be received;
2. AND THAT application PLOP-HA 2012-163 to amend the Haldimand County Official Plan designation of the subject lands to a site-specific 'Agricultural' designation to facilitate the proposed expansion of an existing rural industrial operation, BE APPROVED for the reasons outlined in Report PED-PD-09-2014;
3. AND THAT the By-law attached to Report PED-PD-09-2014 to adopt the Official Plan Amendment to the Haldimand County Official Plan BE PASSED;
4. AND THAT application PLZ-HA-2012-164 to amend the Town of Haldimand Zoning By-law 1-H 86 for the subject lands from 'Agricultural (A)' to a "Rural Industrial – Holding (MR (H))" BE APPROVED for reasons outlined in Report PED-PD-09-2014;
5. AND THAT the Zoning By-law Amendment attached to Report PED-PD-09-2014 to amend the Town of Haldimand Zoning By-law 1-H 86 BE PASSED;
6. AND THAT the holding provision removal by-law attached to Report PED-PD-09-2014 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;

7. AND THAT the application is considered to be consistent with the Provincial Policy 2005, Provincial Growth Plan 2006 or other matters of provincial interest.

CARRIED (Unanimously 7-0)

DEPARTMENTAL STAFF REPORTS

Planning and Economic Development Business

Councillor Boyko, Chair of Planning and Economic Development, assumed the Chair for this portion of the meeting.

PED-PD-10-2014 RE: ACQUISITION OF LAND FOR ROAD WIDENING - McCLUNG ROAD

Recommendation 2

Moved By: Councillor Shirton
Seconded By: Councillor Morison

1. THAT Report PED-PD-10-2014 Re: Acquisition of Land for Road Widening - McClung Road dated March 26, 2014 be received;
2. AND THAT lands known as Part 3 on the Reference Plan 18R-7129; Haldimand County, be accepted for the purpose of a future road widening;
3. AND THAT the Mayor and Clerk be authorized to execute all necessary documents.

CARRIED (Unanimously 7-0)

Councillor Boyko introduced John Regan, Manager, Economic Development and Tourism.

PED-PD-11-2014 RE: RADIOCOMMUNICATION AND BROADCASTING ANTENNA FACILITY - GRAND RENEWABLE WIND LP

Recommendation 3

Moved By: Councillor Bartlett
Seconded By: Councillor Grice

1. THAT Report PED-PD-11-2014 Re: Radiocommunication and Broadcasting Antenna Facility - Grand Renewable Wind LP dated March 26, 2014 be received;
2. AND THAT the proposed location request for a Radiocommunication and Broadcasting Antenna Facility (Microwave Tower) by Grand Renewable Wind LP at the property of 153 Haldimand Road 20, Concession 1, Part Lots 13-16, Geographic Township of Oneida, Haldimand County, BE APPROVED for reasons outlined in Report PED-PD-11-2014;
3. AND THAT the proposal is deemed to be consistent with the Provincial Policy Statement 2005, and other matters of National and Provincial interest, including Industry Canada – Procedure for Radiocommunication and Broadcasting Antenna Systems;
4. AND THAT Planning Staff be further directed to draft a Radiocommunication and Broadcasting Antenna Facility – Tower Siting Protocol for consideration by Haldimand County Council in late 2014.

CARRIED (Unanimously 7-0)

PED-COM-03-2014 RE: COMMUNITY HALLS – 2014 CAPITAL REQUESTS

Recommendation 4

Moved By: Councillor Bartlett

Seconded By: Councillor Grice

1. THAT Report PED-COM-03-2014 Re: Community Halls – 2014 Capital Requests dated March 31, 2014 be received;
2. AND THAT the planned capital work requests from the Community Halls as outlined in PED-COM-03-2014 be approved to the related upset values;
3. AND THAT the Revised Budget as outlined in PED-COM-03-2014 be approved.

CARRIED (Unanimously 7-0)

PED-COM-05-2014 RE: CAYUGA AND CALEDONIA KINSMEN WALK FOR CYSTIC FIBROSIS SPECIAL EVENT

Recommendation 5

Moved By: Councillor Grice

Seconded By: Councillor Morison

1. THAT Report PED-COM-05-2014 Re: Cayuga and Caledonia Kinsmen - Walk for Cystic Fibrosis Special Event dated April 11, 2014 be received;
2. AND THAT the Cayuga and Caledonia Kinsmen are authorized to host a Walk for Cystic Fibrosis special event on May 25, 2014 in accordance with the Haldimand County Special Event Guidelines.

CARRIED (Unanimously 7-0)

PED-EDT-02-2014 RE: DOWNTOWN AREAS COMMUNITY IMPROVEMENT PLAN, 157 QUEEN STREET DUNNVILLE – HARMONY JEWELLERS

Recommendation 6

Moved By: Councillor Shirton

Seconded By: Councillor Bartlett

1. THAT Report PED-EDT-02-2014 Re: Downtown Areas Community Improvement Plan, 157 Queen Street Dunnville – Harmony Jewellers dated March 18, 2014 be received;
2. AND THAT 157 Queen Street, Dunnville be approved for a grant not to exceed \$10,868;
3. AND THAT the project be funded from the Community Improvement Plan Reserve, to a maximum of \$10,868;
4. AND THAT the Mayor and Clerk be authorized to execute the Downtown Areas Community Improvement Plan Financial Incentive Program Agreement with the respective property owner.

CARRIED (Unanimously 7-0)

OTHER BUSINESS:

1. Verbal Update Re: Trees in Caledonia Area – concern was noted about a developer that has been clearing brush from the land. It was noted that the developer received draft approval for the subdivision in the late 1990's but only a portion of the subdivision has been built. The developer has been clearing the land in anticipation of further subdivision development approvals and is not in breach of what has already been approved.
2. Discussion Re: Cayuga Music Festival – This event is shown to be taking place at the Cayuga Speedway property from June 25-27, 2014.
3. Motion Re: Caledonia Pro-Fit Corvairs “Fan Booster Pregame” Special Event

Recommendation 7

Moved By: Councillor Bartlett
Seconded By: Councillor Morison

THAT the notice provisions of the Procedural By-law be waived to consider a motion related to a “fan Booster Pregame” special event.

CARRIED (Unanimously 7-0)

Recommendation 8

Moved By: Councillor Grice
Seconded By: Councillor Bartlett

THAT the Caledonia Pro-Fit Corvairs be authorized to host a “Fan Booster Pregame” special event on April 23rd, 26th, 30th and May 3rd if necessary, in accordance with the Haldimand County Special Event Guidelines;

AND THAT Haldimand County's approval of the event be forwarded to Scott Miller immediately following the April 22, 2014 Council in Committee meeting, in light of the schedule of proposed events.

CARRIED (Unanimously 7-0)

Mayor Hewitt assumed the Chair for this portion of the meeting.

MOTIONS OF CONSENT

None.

DEPARTMENTAL STAFF REPORTS (CONTINUED)

PED-GM-02-2014 RE: PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT 2014 FIRST QUARTER ACTIVITY REPORT

Recommendation 9

Moved By: Councillor Bartlett
Seconded By: Councillor Morison

THAT Report PED-GM-02-2014 Re: Planning and Economic Development Department 2014 First Quarter Activity Report dated March 18, 2014 be received.

CARRIED (Unanimously 7-0)

PUBLIC WORKS Business

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

PW-ES-04-2014 RE: HAGERSVILLE HEAVY TRUCK TRAFFIC – MITIGATION MEASURES UPDATE

Recommendation 10

Moved By: Councillor Morison
Seconded By: Councillor Boyko

THAT Report PW-ES-04-2014 Re: Hagersville Heavy Truck Traffic – Mitigation Measures Update dated April 02, 2014 be received.

CARRIED (Unanimously 7-0)

PW-ES-05-2014 RE: CONTRACT PW-ES-14-050 TALBOT STREET RECONSTRUCTION, CAYUGA – BUDGET REALLOCATION

Recommendation 11

Moved By: Councillor Morison
Seconded By: Councillor Grice

1. THAT Report PW-ES-05-2014 Re: Contract PW-ES-14-050 Talbot Street Reconstruction, Cayuga - Budget Reallocation dated April 04, 2014 be received;
2. AND THAT the Revised Budget as outlined in Report PW-ES-05-2014 be approved;
3. AND THAT Contract PW ES 14-050, Talbot Street Reconstruction - Cayuga be awarded to 2153592 Ontario Limited o/a Elgin Construction in the amount of \$4,986,011 excluding applicable taxes;
4. AND THAT the Director of Engineering Services be authorized to execute the contract documents.

CARRIED (Unanimously 7-0)

OTHER BUSINESS:

1. Concerns RE: Road Repair from Green Energy Projects – it was noted that construction of the projects began in 2013 and has resulted in damage to County roads. Don Boyle advised that staff have prepared a press release providing a summary of the process, including repair of roads.
2. Discussion RE: School Crossing Zones

Recommendation 12

Moved By: Councillor Dalimonte
Seconded By: Councillor Bartlett

THAT the notice provisions of the Procedural By-law be waived to consider a motion related to the installation of a flashing amber beacon at the Main Street South school crossing in Hagersville.

CARRIED (Unanimously 7-0)

Recommendation 13

Moved By: Councillor Dalimonte
Seconded By: Councillor Bartlett

THAT staff be directed to install a flashing amber beacon at the Main Street South school crossing in Hagersville;

AND THAT the 2014 Tax Supporting Capital Budget be amended to include the above project with an expenditure of \$15,000, offset by funding from the “Ward 4 allocation from the Community Vibrancy Fund.”

DEFEATED (3-4)

Mayor Hewitt assumed the Chair for this portion of the meeting.

PRESENTATIONS AND CONSIDERATION OF RELATED REPORTS

1. CMS-GM-02-2014 RE: Presentation of Four Divisional Annual Reports and the Community Services Departmental Review

H. Hanly introduced the Community Services Department and provided an overview of the Library Services Division. R. Grimwood, J. Jackson and P. Mete provided Council with an overview of the Emergency Services, Grandview Lodge and Facilities & Parks Operations Divisions.

Recommendation 14

Moved By: Councillor Grice
Seconded By: Councillor Shirton

- 1 THAT Report CMS-GM-02-2014 Re: Presentation of Four Divisional Annual Reports and the Community Services Departmental Review dated March 24, 2014 be received;
- 2 AND THAT the Annual Reports submitted by:

- Grandview Lodge
- Emergency Medical Services
- Fire Services
- Library Services

be received as information.

CARRIED (Unanimously 7-0)

DELEGATIONS AND CONSIDERATION OF RELATED REPORTS

1. PED-BC-03-2014 RE: Application for Exemption (Noise Control By-law 1098/10) – 115 Argyle Street South, Caledonia (Car Wash)

R. Charlton provided an overview of the report. Matthew Harms, legal representative for applicant, requested that Council approve the exemption request in order to provide the owner with some time to find a solution to the issues so that compliance with the By-law can be reached.

- a) Peter Burrill, resident, commented on the exemption request, noting that he lives behind the car wash. Burrill advised that residents have been waiting for changes to take place for four years and are concerned that if the noise issue is allowed to persist residents will see a reduction in their property values.
- b) Stuart Lindsay, resident, noted that his property backs on to the car wash. Lindsay advised that he has previously attempted to talk to the owner about the noise issues but the owner refused to act.

Recommendation 15

Moved By: Councillor Grice

Seconded By: Councillor Morison

1. THAT Report PED-BC-03-2014 Re: Application for Exemption (Noise Control By-law 1098/10) – 115 Argyle Street South, Caledonia (Car Wash) dated March 18, 2014 be received;
2. AND THAT the Application for Exemption be refused.

CARRIED (Unanimously 7-0)

DEPARTMENTAL STAFF REPORTS (CONTINUED)

Joint Services Business

Councillor Dalimonte, Chair of Joint Services, assumed the Chair for this portion of the meeting.

OTHER BUSINESS:

1. Minutes of the Liaison Committee for Tom Howe – It was noted that the Chair of Joint Services will receive these going forward.

Community Services Business

Councillor Grice, Chair of Community Services, assumed the Chair for this portion of the meeting.

CMS-FP-01-2014 RE: SECURITY VIDEO SURVEILLANCE SYSTEMS POLICY

Recommendation 16

Moved By: Councillor Boyko
Seconded By: Councillor Shirton

1. THAT Report CMS-FP-01-2014 Re: Security Video Surveillance Systems Policy dated January 31, 2014 be received;
2. AND THAT Council approve the proposed Security Video Surveillance Systems Policy and the attached Haldimand County Employee Undertaking of Confidentiality Form;
3. AND THAT Council approve the incorporation of the Haldimand County Employee Undertaking of Confidentiality Form into a revised employee Code of Conduct policy;
4. AND THAT Council direct staff to implement the Policy for any existing security video surveillance systems in County-owned or operated facilities by June 30, 2014;
5. AND THAT Council delegate authority to the General Manager of Community Services to approve any future Security Video Surveillance Systems Policy schedule updates.

CARRIED (Unanimously 7-0)

CMS-GM-03-2014 RE: TRANSFER OF ONE FOOT RESERVE TO MTO RE: HAGERSVILLE FIRE HALL

Recommendation 17

Moved By: Councillor Dalimonte
Seconded By: Councillor Bartlett

1. THAT Report CMS-GM-03-2014 Re: Transfer of One-Foot Reserve to Ministry of Transportation regarding Hagersville EMS/Fire Hall Development dated April 09, 2014 be received;
2. AND THAT staff be directed to convey a one-foot reserve to the Ministry of Transportation along the boundary of 124 Main Street, Hagersville and Highway 6 excluding the entrances to the Land Ambulance Station and Fire Station;
3. AND THAT a bylaw be presented to Council to authorize the transfer;
4. AND THAT the Mayor and Clerk are authorized to execute all necessary documents.

CARRIED (Unanimously 7-0)

OTHER BUSINESS:

None.

Corporate Services Business

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

CS-FI-07-2014 RE: CAPITAL VARIANCE REPORT - DECEMBER 31

Recommendation 18

Moved By: Councillor Bartlett

Seconded By: Councillor Grice

1. THAT Report CS-FI-07-2014 Re: Capital Project Update – as at December 31, 2013, dated April 3, 2014 be received;
2. AND THAT the recommendations for individual capital projects, as outlined in Attachment #2 to Report CS-FI-07-2014 (under separate cover), be approved

CARRIED (Unanimously 7-0)

CS-SS-10-2014 RE: ROAD CLOSURE AND CONVEYANCE OF A PORTION OF UNOPENED ROAD ALLOWANCE KNOWN AS MORAY STREET, CALEDONIA

Recommendation 19

Moved By: Councillor Grice

Seconded By: Councillor Shirton

- 1 THAT Report CS-SS-10-2014 Re: Closure and Conveyance of a Portion of Unopened Road Allowance known as Moray Street, Caledonia, dated April 8, 2014, be received;
- 2 AND THAT the portion of unopened road allowance known as Moray Street, being Part Lot 19 South Side of Caithness Street, Department of Lands and Forests Plan No. Q-69, in the Geographic Town of Caledonia, now Haldimand County, be declared surplus to all County needs and sold to Michael Parkinson for the appraised value of \$1,900.00, plus HST and all routine costs of closure and conveyance;
- 3 AND THAT public notice of the proposed closure and conveyance be published for one week in the local newspaper;
- 4 AND THAT a By-law be passed to authorize the closure and conveyance;
- 5 AND THAT the Mayor and Clerk be authorized to execute all necessary documents.

CARRIED (Unanimously 7-0)

OTHER BUSINESS:

1. Update RE: Development Charges Study – a stakeholder/consultation session meeting with the development community was held last Thursday, April 17, 2014. Two industry representatives were in attendance. The subsequent Public meeting will be held as part of the Council meeting on Monday, April 28, 2014.

Mayor Hewitt resumed the Chair for the remainder of the meeting.

NEW BUSINESS

1. Motion RE: Hagersville Rocks Festival

Recommendation 20

Moved By: Mayor Hewitt

Seconded By: Councillor Morison

WHEREAS “Hagersville Rocks” festival is being supported by the Hagersville Chamber of Commerce, the Lions Club and the business community at large;

AND WHEREAS the festival has the potential of attracting some 10,000 people to the local community;

AND WHEREAS the goal of this county is to support and promote community vibrancy and tourism;

AND WHEREAS the economic potential for Haldimand County is significant resulting from this festival;

THEREFORE BE IT RESOLVED THAT “Hagersville Rocks” be deemed an event of municipal significance.

CARRIED (Unanimously 7-0)

PRESENTATIONS AND CONSIDERATION OF RELATED REPORTS (CONTINUED)

2. PW-GM-01-2014 RE: Asset Management Plan

This report was withdrawn and will come forward at a later date.

REPORTS FROM SPECIAL PURPOSE COMMITTEES, BOARDS AND COMMISSIONS

None.

UNFINISHED BUSINESS

None.

INQUIRIES, ANNOUNCEMENTS AND CONCERNS OF COUNCILLORS

1. Conference call request with MTO to discuss Highway 6 / Hagersville area issues
2. Correspondence from Welland MPP RE: Concerns with Niagara Peninsula Conservation Authority

3. The following events were highlighted:

- Wilson MacDonald Memorial Fundraiser in Selkirk
- Mayor's Gala

CLOSED SESSION

Recommendation 21

Moved By: Councillor Bartlett
 Seconded By: Councillor Boyko

THAT pursuant to Section 239 of the *Municipal Act*, as amended, Council convene in a meeting at 2:40 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 April 8, 2014 Re: HCUI & Its Subsidiary Companies' Minutes of Meetings
- a) Haldimand County Utilities Inc. dated February 26, 2014
- b) Haldimand County Hydro Inc. dated February 26, 2014, and
- c) Haldimand County Energy Inc. dated January 29, 2014
 2. Revised Boralex Memorandum of Understanding
- advice subject to solicitor client privilege
 1. Confidential addendum to Report CS-GM-07-2014 from the County Solicitor Re: Haldimand County Investments and Incorporations

CARRIED (Unanimously 7-0)

Recommendation 22

Moved By: Councillor Bartlett
 Seconded By: Councillor Boyko

THAT this closed meeting now adjourn at 3:52 p.m. and reconvene in open session.

CARRIED (Unanimously 7-0)

CS-GM-07-2014 RE: PROCEEDS FROM SALE OF HALDIMAND COUNTY HYDRO

Recommendation 23

Moved By: Councillor Bartlett
 Seconded By: Councillor Boyko

1. THAT Report CS-GM-07-2014 Re: Investing Proceeds from Sale of Haldimand County Utilities, dated April 16, 2014 be received;
2. AND THAT the confidential addendum report from the County Solicitor, Re: Haldimand County Investments and Incorporations, be received as information and remain confidential;

3. AND THAT the information presented in Report CS-GM-07-2014 be used to guide Council's consideration of any investment opportunities using the net proceeds from the sale of Haldimand County Utilities Inc., with staff to report back on more detailed options once the divestiture transaction is concluded.

CARRIED (Unanimously 7-0)

Recommendation 24

Moved By: Councillor Boyko
Seconded By: Councillor Bartlett

THAT the correspondence from Haldimand County Hydro Inc. dated April 8, 2014 Re: HCUI & Its Subsidiary Companies' Minutes of Meetings be received as information and remain confidential.

CARRIED (Unanimously 7-0)

Recommendation 25

Moved By: Mayor Hewitt
Seconded By: Councillor Grice

THAT the revised Boralex Memorandum of Understanding (MOU), circulated April 4, 2014, be received as information;

AND THAT Boralex be advised that Haldimand County cannot sign the suggested MOU until a detailed business case is provided for the municipality to consider.

CARRIED (Unanimously 7-0)

ADJOURNMENT

Recommendation 26

Moved By: Councillor Bartlett
Seconded By: Councillor Grice

THAT this meeting is now adjourned at 4:09 p.m.

CARRIED (Unanimously 7-0)

MAYOR

DEPUTY CLERK

