



THE CORPORATION OF
HALDIMAND COUNTY
COUNCIL MINUTES

DATE: June 23, 2014

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	J. Shaw	Deputy Clerk

CALL TO ORDER

Mayor Hewitt called the Council meeting to order.

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

None.

APPROVAL OF PREVIOUS COUNCIL MEETING MINUTES

Resolution 135-14

Moved By: Councillor Bartlett
Seconded By: Councillor Grice

THAT the minutes of the June 9, 2014 Council meeting be adopted as circulated.

CARRIED (Unanimously 7-0)

Resolution 136-14

Moved By: Councillor Morison
Seconded By: Councillor Grice

1. THAT the minutes of the June 10, 2014 Special Council meeting be adopted as circulated;
2. AND THAT the minutes of the Closed Session of the June 10, 2014 Special Council meeting be adopted as circulated and remain confidential.

CARRIED (Unanimously 7-0)

PRESENTATIONS OF RECOGNITION

None.

DELEGATIONS

Resolution 137-14

Moved By: Councillor Dalimonte
Seconded By: Councillor Bartlett

THAT, in accordance with Section 8.3.5 of the Procedural By-law, Doug Miller be permitted to appear as a delegation.

CARRIED (Unanimously 7-0)

1. Doug Miller RE: Offer to Purchase Land – Cargo Ease

Mr. Miller noted concerns related to the value of the property to be sold through authorizing by-law #8 as listed on the Council meeting agenda.

Resolution 138-14

Moved By: Councillor Dalimonte
Seconded By: Councillor Bartlett

THAT the correspondence dated June 23, 2014 from Doug Miller Re: Offer to Purchase Land – Cargo Ease, be received as information.

CARRIED (Unanimously 7-0)

APPROVAL OF COMMITTEE MINUTES

Resolution 139-14

Moved By: Councillor Grice
Seconded By: Councillor Morison

THAT the minutes of the June 17, 2014 Council in Committee meeting be adopted with the following recommendations withdrawn to be voted on separately:

Recommendation # 5 Re: Festival Funding

Recommendation # 11 Re: Caledonia Lions Hall Redevelopment Proposal

CARRIED (Unanimously 7-0)

Resolution 140-14

Moved By: Councillor Shirton
Seconded By: Councillor Boyko

THAT Recommendation # 5, of the Council in Committee minutes dated June 17, 2014 be adopted.

CARRIED (Unanimously 7-0)

Resolution 141-14

Moved By: Councillor Grice
Seconded By: Councillor Morison

THAT Recommendation # 11, as approved by Council in Committee, be amended by adding the following at the end:

“5. AND THAT Council endorse the principles outlined in the draft Letter of Understanding appended to Memorandum PED-COM-M01-2014 dated June 19, 2014.”

CARRIED (Unanimously 7-0)

Resolution 142-14

Moved By: Councillor Grice
Seconded By: Councillor Morison

THAT Recommendation # 11, of the Council in Committee minutes dated June 17, 2014 be adopted as amended.

CARRIED (Unanimously 7-0)

Resolution 143-14

Moved By: Councillor Morison
Seconded By: Councillor Bartlett

THAT the minutes of the Closed Session of the June 17, 2014 Council in Committee meeting be adopted as circulated and remain confidential.

CARRIED (Unanimously 7-0)

UNFINISHED BUSINESS

PED-COM-M01-2014 RE: CALEDONIA LIONS HALL REDEVELOPMENT PROPOSAL, FOLLOW-UP INFORMATION

Resolution 144-14

Moved By: Councillor Morison

Seconded By: Councillor Grice

THAT Memorandum PED-COM-M01-2014 Re: Caledonia Lions Hall Redevelopment Proposal – Follow-Up Information dated June 19, 2014 be received as information.

CARRIED (Unanimously 7-0)

NEW BUSINESS

None.

REPORTS FROM COUNCIL APPOINTEES TO BOARDS AND COMMISSIONS

1. It was noted that a cheque was presented to the CAO and Head Physician of the Emergency Department at the Dunnville War Memorial Hospital on June 19th.

MOTIONS

None.

BY-LAWS

1. By-law 867-HC/14 to amend Zoning By-law 1-DU 80, as amended, of the Town of Dunnville in the name of 1211840 Ontario Inc.
2. By-law 869-HC/14 to amend Zoning By-law 1-DU 80, as amended, of the Town of Dunnville, in the name of 1211840 Ontario Inc. (Site Plan Control)
3. By-law 868-HC/14 to amend the Town of Dunnville Zoning By-law 1-DU 80, as amended, in the name of 1211840 Ontario Inc. ('Holding – "H" Removal)
4. By-law 863-HC/14 to designate lands within Registered Plan 18M-38, Hagersville, now in Haldimand County as exempt from Part Lot Control in the name of John Voortman and Associates Limited
5. By-law 866-HC/14 to amend the Town of Haldimand Zoning By-law 1-H 86, as amended, in the name of 2270386 Ontario Limited
6. By-law 864-HC/14 to adopt Amendment No. HCOP-34 to the Haldimand County Official Plan in the name of 2270386 Ontario Limited
7. By-law 865-HC/14 to amend Zoning By-law 1-H 86, as amended, of the Town of Haldimand in the name of 2270386 Ontario Limited ('Holding – "H" Removal)

8. By-law 1459/14 to authorize the sale of certain lands legally described as Walpole Concession 8, Parts 7, 8, 9, 10 & 11 on Reference Plan 37R-3116, containing approximately 8 acres, except that portion occupied by the Jarvis Fire Station (approximately 2 acres) and comprising PIN 38245-0176 (LT) and part of PIN 38245-0178 (LT), Haldimand County
9. By-law 1455/14 to adopt municipal options for tax capping for the 2014 taxation year
10. By-law 1456/14 to adopt the current estimates and to levy the rates of taxation for County purposes for the year 2014
11. By-law 1457/14 to establish tax ratios and tax reductions for the 2014 taxation year
12. By-law 1458/14 for the regulation of traffic in Haldimand County

Resolution 145-14

Moved By: Councillor Grice
Seconded By: Councillor Shirton

THAT By-laws 1 to 12, as listed on the agenda, be hereby introduced and given a first and second reading.

CARRIED (Unanimously 7-0)

Resolution 146-14

Moved By: Councillor Bartlett
Seconded By: Councillor Morison

THAT By-laws 1 to 12, 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. The following events were highlighted:
 - 10th anniversary of the Haldimand Museums Vintage Car and Truck Show
 - Canada Day parade to be held in Caledonia
 - Staff Social Golf Tournament which raised \$888 towards local food banks
2. Councillor Boyko thanked staff who supported him in his walk/run for autism.
3. Update RE: Green Energy Projects – it was noted that the County has suspended the work operations of Samsung due to ongoing road damage issues. Staff are working to reach a resolution with Samsung and advised that any damaged roads will be required to be repaired.

CLOSED SESSION

Resolution 147-14

Moved By: Councillor Bartlett
Seconded By: Councillor Morison

THAT pursuant to Section 239 of the *Municipal Act*, as amended, Council convene in a meeting at 6:51 p.m. closed to the public, to discuss:

- litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board
 1. CS-FI-15-2014 Re: Proposed Minutes of Settlement Related to Assessment Review Board Appeal for Smucker Foods of Canada Co. and 701 Broad Street East Dunnville Limited
- the security of the property of the municipality or local board
 1. Correspondence from Haldimand County Hydro Inc. dated June 19, 2014 Re: HCUI & Its Subsidiary Companies' Share Certificates
 2. Correspondence from Haldimand County Hydro Inc. dated June 13, 2014 Re: HCUI & Its Subsidiary Companies' Minutes of Meetings
 - Haldimand County Utilities Inc. dated April 23, 2014, and
 - Haldimand County Hydro Inc. dated April 23, 2014
- the receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose
 1. Correspondence from County Solicitor dated June 19, 2014 Re: Douglas Creek Estates Barricades

CARRIED (6-1)

Councillor Boyko left for the remainder of the meeting.

Resolution 148-14

Moved By: Councillor Shirton
Seconded By: Councillor Boyko

THAT this closed meeting now adjourn at 8:04 p.m. and reconvene in open session.

CARRIED (Unanimously 6-0)

Resolution 149-14

Moved By: Councillor Grice
Seconded By: Councillor Morison

1. THAT Report CS-FI-15-2014 Re: Proposed Minutes of Settlement Related to Assessment Review Board Appeal for Smucker Foods of Canada Co. and 701 Broad Street East Dunnville Limited dated June 18, 2014 be received as information and remain confidential;

2. AND THAT Haldimand County is agreeable to the settlement of the Assessment Review Board Appeal for Smucker Foods of Canada Co. and 701 Broad Street East Dunnville Limited, as outlined in Report CS-FI-15-2014, with the municipal share of the proposed refund absorbed within the Allowance for Tax Writeoffs account;
3. AND THAT the Mayor and Clerk be authorized to sign the Minutes of Settlement under Section 40 of the Assessment Act for appeals covering the years 2010 to 2016 for roll number 2810-024-001-11400-0000.

CARRIED (Unanimously 6-0)

Resolution 150-14

Moved By: Councillor Grice
Seconded By: Councillor Dalimonte

THAT the correspondence dated June 19, 2014 Re: HCUI and its Subsidiary Companies' Share Certificates be received as information and remain confidential;

AND THAT as the Sole Shareholder of Haldimand County Utilities Inc. and its Subsidiary Companies, Haldimand County hereby approves of the resolution of Haldimand County Utilities Inc., as passed June 18, 2014, which confirms the past actions and intentions with regards to the number of issued and outstanding shares pertaining to HCUI.

CARRIED (Unanimously 6-0)

Resolution 151-14

Moved By: Councillor Morison
Seconded By: Councillor Shirton

THAT the correspondence from Haldimand County Hydro Inc. dated June 13, 2014 Re: HCUI and its Subsidiary Companies' Minutes of Meetings be received as information and remain confidential.

CARRIED (Unanimously 6-0)

CONFIRMING BY-LAW

Resolution 152-14

Moved By: Councillor Shirton
Seconded By: Councillor Bartlett

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

CARRIED (Unanimously 6-0)

Resolution 153-14

Moved By: Councillor Bartlett
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 6-0)

ADJOURNMENT

Resolution 154-14

Moved By: Councillor Bartlett
Seconded By: Councillor Morison

THAT this meeting is now adjourned at 8:06 p.m.

CARRIED (Unanimously 6-0)

MAYOR

DEPUTY CLERK