



THE CORPORATION OF
HALDIMAND COUNTY
COUNCIL MINUTES

DATE: August 12, 2014

TIME: 6:02 p.m.

PLACE: Cayuga Municipal Administration Building, Council Chambers

PRESENT:

Council	K. Hewitt	Mayor
	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
	C. Manley	General Manager, Planning & Economic Development
	P. Mete	Acting General Manager, Community Services
	P. Mungar	General Manager, Public Works
Clerk	E. Eichenbaum	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 except Councillor Bartlett who was absent due to personal business.

DISCLOSURES OF PECUNIARY INTEREST

None.

APPROVAL OF PREVIOUS COUNCIL MEETING MINUTES

Resolution 169-14

Moved By: Councillor Boyko
Seconded By: Councillor Dalimonte

1. THAT the minutes of the June 23, 2014 Special Council meeting be adopted as circulated;
2. AND THAT the minutes of the Closed Session of the June 23, 2014 Special Council meeting be adopted as circulated and remain confidential.

CARRIED (Unanimously 6-0)

Resolution 170-14

Moved By: Councillor Boyko
Seconded By: Councillor Shirton

1. THAT the minutes of the June 23, 2014 Council meeting be adopted as circulated;
2. AND THAT the minutes of the Closed Session of the June 23, 2014 Council meeting be adopted as circulated and remain confidential.

CARRIED (Unanimously 6-0)

Resolution 171-14

Moved By: Councillor Grice
Seconded By: Councillor Morison

1. THAT the minutes of the July 4, 2014 Emergency Council meeting be adopted as circulated;
2. AND THAT the minutes of the Closed Session of the July 4, 2014 Emergency Council meeting be adopted as circulated and remain confidential.

CARRIED (Unanimously 6-0)

Resolution 172-1

Moved By: Councillor Dalimonte
Seconded By: Councillor Shirton

THAT the minutes of the August 5, 2014 Special Council meeting be adopted as circulated.

CARRIED (Unanimously 6-0)

PRESENTATIONS OF RECOGNITION

None.

DELEGATIONS

1. Lynne Winter RE: PED-PD-22-2014 RE: Zoning to Provide Relief of Zoning Provisions – Walpole (Nowacki)

Ms. Winter referred to a letter from the Ontario Municipal Board dated August 6, 2014 and noted concerns related to the building adjacent to her property.

Resolution 173-14

Moved By: Councillor Morison
Seconded By: Councillor Grice

THAT the correspondence from Lynne Winter Re: PED-PD-22-2014 Re: Zoning to Provide Relief of Zoning Provisions – Walpole (Nowacki) dated August 7, 2014 be received as information.

CARRIED (Unanimously 6-0)

Resolution 174-14

Moved By: Councillor Boyko
Seconded By: Councillor Dalimonte

THAT the tabled correspondence from Robert DiLallo dated August 8, 2014 Re: Ms. Winter's correspondence dated August 7, 2014 be received as information.

CARRIED (Unanimously 6-0)

APPROVAL OF COMMITTEE MINUTES

Resolution 175-14

Moved By: Councillor Boyko
Seconded By: Councillor Shirton

THAT the minutes of the August 5, 2014 Council in Committee meeting be adopted with the following recommendations withdrawn to be voted on separately:

- | | |
|--------------------|--|
| Recommendation # 2 | Re: PED-PD-21-2014 Re: Temporary Use By-law to Permit an Additional Use – Oneida (Slack) (adopted at the August 5, 2014 Special Council meeting) |
| Recommendation # 3 | Re: PED-PD-22-2014 Re: Zoning to Provide Relief of Zoning Provisions – Walpole (Nowacki) |

CARRIED (Unanimously 6-0)

Resolution 176-14

Moved By: Councillor Boyko
Seconded By: Councillor Shirton

THAT Recommendation # 3, of the Council in Committee minutes dated August 5, 2014 be adopted.

CARRIED (4-2)

Resolution 177-14

Moved By: Councillor Dalimonte
Seconded By: Councillor Shirton

THAT the minutes of the Closed Session of the August 5, 2014 Council in Committee meeting be adopted as tabled and remain confidential.

CARRIED (Unanimously 6-0)

UNFINISHED BUSINESS

PED-PD-M03-2014 RE: McCLUNG COMMUNITY – BY-LAW REVISIONS

Resolution 178-14

Moved By: Councillor Grice
Seconded By: Councillor Morison

THAT Memorandum PED-PD-M03-2014 Re: McClung Community – By-law Revisions dated August 6, 2014 be received as information.

CARRIED (Unanimously 6-0)

PW-ES-14-2014 RE: SPEED LIMIT CHANGE IN SOUTH CAYUGA

Resolution 179-14

Moved By: Councillor Morison
Seconded By: Councillor Shirton

1. THAT tabled Report PW-ES-14-2014 Re: South Cayuga – Speed Limit Zone Extension dated August 05, 2014 be received;
2. AND THAT the current Rate of Speed By-law be amended to extend the limits of the posted 60 km/hr speed limit zone in the hamlet of South Cayuga as follows:

Street	From	To	Speed Limit
Rainham Road	South Cayuga Road	A point 560 meters east	60 km/hr
Rainham Road	South Cayuga Road	A point 475 meters west	60 km/hr

3. AND THAT the Clerk be authorized to update the Rate of Speed By-law.

CARRIED (Unanimously 6-0)

NEW BUSINESS

PED-BC-06-2014 RE: APPOINTMENT OF BUILDING INSPECTOR – DAVID MCPHERSON

Resolution 180-14

Moved By: Councillor Grice

Seconded By: Councillor Morison

1. THAT Report PED-BC-06-2014 Re: Appointment of Building Inspector - David McPherson dated July 29, 2014 be received;
2. AND THAT the applicable by-laws regarding the appointment of David McPherson 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 6-0)

MEMORANDUM FROM THE GRAND RIVER CONSERVATION AUTHORITY DATED JULY 2, 2014

RE: MEMBERS ATTENDANCE

Resolution 181-14

Moved By: Councillor Boyko

Seconded By: Councillor Dalimonte

THAT the memorandum from the Grand River Conservation Authority dated July 2, 2014 Re: Members Attendance be received as information.

CARRIED (Unanimously 6-0)

REPORTS FROM COUNCIL APPOINTEES TO BOARDS AND COMMISSIONS

1. Discussion RE: Fisherville "Slow Down" Sign – Staff will ensure that school zone signage is put in place.
2. Update RE: McKenzie Road – It was noted that there have been some deficiencies (i.e.: cracking). The remaining sections will be either sealed or repaired by contractor.
3. Update RE: Caledonia and Dunnville Skate Parks

MOTIONS

None.

BY-LAWS

1. By-law 871-HC/14 to adopt Amendment No. HCOP-33 to the Haldimand County Official Plan in the name of Patricia Moore (Empire Country Estates Phase 2)
2. By-law 872-HC/14 to amend Zoning By-law 1-H 86, as amended, of the Town of Haldimand in the name of Walpole (Hagersville) Holdings Inc. ('Holding – "H" Removal - Phase 8-A)
3. By-law 873-HC/14 to amend Zoning By-law 1-H 86, as amended, of the Town of Haldimand in the name of Walpole (Hagersville) Holdings Inc. ('Holding – "H" Removal – Phase 8 Balance)
4. By-law 874-HC/14 to amend Zoning By-law NE 1-2000, as amended, of the City of Nanticoke in the name of Donna Nowacki
5. By-law 875-HC/14 to amend Zoning By-law 1-H 86, as amended, of the Town of Haldimand in the name of McClung Properties Limited (Empire)
6. By-law 876-HC/14 to amend Zoning By-law 1-H 86, as amended, of the Town of Haldimand in the name of McClung Properties Limited (Empire) ('Holding – "H" Removal)
7. By-law 877-HC/14 to adopt Amendment No. HCOP-32 to the Haldimand County Official Plan, in the name of McClung Properties Limited (Empire)
8. By-law 1463/14 to provide for the appointment of a Municipal Law Enforcement Officer for the purpose of enforcing Haldimand County By-laws
9. By-law 1464/14 to appointment of Building Officials and Building Inspectors
10. By-law 1465/14 to provide for advanced voting for the 2014 Municipal and School Board Election
11. By-law 1466/14 to provide for reduced hours of voting in institutions and retirement homes for the 2014 Municipal and School Board Election
12. By-law 1467/14 to prescribe the maximum rates of speed for portions of certain highways in Haldimand County

Resolution 182-14

Moved By: Councillor Dalimonte
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 6-0)

Resolution 183-14

Moved By: Councillor Grice
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 6-0)

NOTICES OF MOTION

None.

ANNOUNCEMENTS

1. The following events were highlighted:
 - Dunnville Agricultural Fair at the Lion's Park
 - Mickey Wolf Memorial Car Show

CLOSED SESSION

Resolution 184-14

Moved By: Councillor Morison
Seconded By: Councillor Boyko

THAT pursuant to Section 239 of the *Municipal Act*, as amended, Council convene in a meeting at 6:54 p.m. closed to the public, to discuss:

- litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board
 1. Argyle Burger Shop Injunction
 2. White Oaks Legal Action
- the security of the property of the municipality or local board
 1. Douglas Creek Estate – Update on Current Issues

CARRIED (5-1)

Resolution 185-14

Moved By: Councillor Morison
Seconded By: Councillor Grice

THAT this closed meeting now adjourn at 7:46 p.m. and reconvene in open session.

CARRIED (Unanimously 6-0)

CONFIRMING BY-LAW

Resolution 186-14

Moved By: Councillor Morison
Seconded By: Councillor Grice

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

CARRIED (Unanimously 6-0)

Resolution 187-14

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 6-0)

ADJOURNMENT

Resolution 188-14

Moved By: Councillor Grice
Seconded By: Councillor Morison

THAT this meeting is now adjourned at 7:47 p.m.

CARRIED (Unanimously 6-0)

MAYOR

CLERK