



THE CORPORATION OF
HALDIMAND COUNTY

COUNCIL IN COMMITTEE MINUTES

DATE: September 16, 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	M. Evers	Manager, Planning and Development
	K. Franklin	Project Manager, Green Energy Infrastructure
	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 September 22, 2104 Council meeting.

PED-PD-27-2014 RE: ZONING AMENDMENT TO FULFILL CONDITION OF CONSENT (SHEPPARD)

S. Van Dalen introduced Report PED-PD-27-2014 outlining an application to amend the Town of Haldimand Zoning By-law 1-H 86 to prohibit future residential development opportunities on the subject lands.

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 Bartlett
Seconded By: Councillor Grice

1. THAT Report PED-PD-27-2014 Re: Zoning Amendment to Fulfill Condition of Consent (Sheppard) dated August 08, 2014 be received;
2. AND THAT application PLZ-HA 2014-125 to amend the Town of Haldimand Zoning By-law 1-H 86 to prohibit future residential development opportunities on the subject lands BE APPROVED for reasons outlined in Report PED-PD-27-2014;
3. AND THAT the proposal is deemed to BE CONSISTENT with the Provincial Policy Statement (2014), and the Growth Plan for the Greater Golden Horseshoe (2013);
4. AND THAT the By-law attached to Report PED-PD-27-2014 BE PASSED.

CARRIED (Unanimously 7-0)

A) CORRESPONDENCE FROM BEVERLEY E. DASHNER DATED SEPTEMBER 2, 2014

Recommendation 2

Moved By: Councillor Bartlett
Seconded By: Councillor Grice

THAT the correspondence from Beverley E. Dashner, dated September 2, 2014, Re: PED-PD-27-2014 be received as information.

CARRIED (Unanimously 7-0)

PED-PD-28-2014 RE: ZONING AMENDMENT TO PERMIT A GARDEN SUITE (HARTERY)

S, Van Dalen provided an overview of Report PED-PD-28-2014 outlining an application to pass a Temporary Use By-law for a period of ten years to permit a garden suite as a second dwelling.

Brian Gallagher, legal counsel for applicant, was in attendance to answer questions. Mr. Gallagher noted that the issues related to subject dwelling can be rectified, adding that the applicant is currently securing funding to complete improvements. Mr. Gallagher requested that Council defer the application to allow the applicant time to rectify issues.

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 Bartlett

Seconded By:

1. THAT Report PED-PD-28-2014 Re: Zoning Amendment to Permit a Garden Suite (Hartery) dated August 08, 2014 be received;
2. AND THAT application PLZ-HA -2014-113, to pass a Temporary Use By-law for a period of ten years to permit a garden suite as a second dwelling for the lands described as Concession 3, Part Lot 1, Geographic Township of Canborough, now in Haldimand County and municipally known as 8093 Highway 3, NOT BE APPROVED for reasons outlined in Report PED-PD-28-2014;
3. AND THAT the By-law attached to Report PED-PD-28-2014 NOT BE PASSED;
4. AND THAT the authorizing by-law attached to report PED-PD-28-2014 NOT BE PASSED;
5. AND THAT the application is deemed to be inconsistent with Provincial Planning legislation and matters of provincial interest.

As there was no seconder for the main motion, the following deferral motion was brought forward.

Recommendation 4

Moved By: Councillor Dalimonte

Seconded By: Councillor Grice

THAT consideration of Report PED-PD-28-2014 Re: Zoning Amendment to Permit a Garden Suite (Hartery) be deferred for a period of six months.

CARRIED (5-2)

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

PRESENTATIONS AND CONSIDERATION OF RELATED REPORTS

None.

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-29-2014 RE: REQUEST TO DEEM A LOT OUT OF A REGISTERED PLAN OF SUBDIVISION

Recommendation 5

Moved By: Councillor Morison
Seconded By: Councillor Grice

1. THAT Report PED-PD-29-2014 Re: Request to Deem a Lot Out of a Registered Plan of Subdivision dated August 13, 2014, BE RECEIVED;
2. AND THAT the Deeming By-law attached to Report PED-PD-29-2014 BE PASSED.

CARRIED (5-2)

PED-COM-10-2014 RE: MANAGEMENT AND OPERATION OF FOOD SERVICES IN THE HALDIMAND COUNTY CALEDONIA CENTRE

Recommendation 6

Moved By: Councillor Grice
Seconded By: Councillor Bartlett

THAT Report PED-COM-10-2014 Re: Management and Operation of Food Services in the Haldimand County Caledonia Centre (HCCC) dated July 30, 2014 be received as information due to the food services contract awards for HCCC being addressed in a separate report, PED-COM-14-2014.

CARRIED (Unanimously 7-0)

PED-COM-14-2014 RE: AMENDED REPORT – MANAGEMENT AND OPERATION OF FOOD SERVICES IN THE HALDIMAND COUNTY CALEDONIA CENTRE

Recommendation 7

Moved By: Councillor Grice
Seconded By: Councillor Shirton

1. THAT Report PED-COM-14-2014 Re: Amended Report - Management and Operation of Food Services in the Haldimand County Caledonia Centre dated September 2, 2014 be received;
2. AND THAT the contract for the Management and Operation of Food Services for the Concession operation at the Haldimand County Caledonia Centre be awarded to Dobro Jesti Inc. doing business as Good Eats Concession, Caledonia, Ontario, for a period of two (2) years with the option to renew for an additional 2 years, for the submitted price of \$7,920 plus applicable taxes per 12 months, under the terms and conditions outlined in the agreement attached to this report;

3. AND THAT the contract for the Management and Operation of Food Services for the Vending operation at the Haldimand County Caledonia Centre be awarded to Tiger Vending & Coffee Service, Hamilton, Ontario, for a period of two (2) years with the option to renew for an additional 2 years, for the submitted price of \$4,860 plus applicable taxes per 12 months, under the terms and conditions outlined in the agreement attached to this report;
4. AND THAT Council authorize the Mayor and Clerk to execute the agreements with Dobro Jesti Inc. and Tiger Vending & Coffee Service.

CARRIED (Unanimously 7-0)

PED-COM-12-2014 RE: HALDIMAND COUNTY'S PARTICIPATION IN CANADA'S 150TH ANNIVERSARY CELEBRATIONS – 2017

Recommendation 8

Moved By: Councillor Morison
Seconded By: Councillor Grice

THAT Report PED-COM-12-2014 Re: Haldimand County's Participation in Canada's 150th Anniversary Celebrations – 2017 dated June 24, 2014 be received.

CARRIED (Unanimously 7-0)

PED-COM-13-2014 RE: COMMUNITY HALLS PROGRAM – CANBORO COMMUNITY CENTRE LEASE AGREEMENT

Recommendation 9

Moved By: Councillor Shirton
Seconded By: Councillor Bartlett

1. THAT Report PED-COM-13-2014 Re: Community Halls Program – Canboro Community Centre Lease Agreement dated July 25, 2014 be received;
2. AND THAT the Canboro Community Centre Lease Agreement be approved;
3. AND THAT the Mayor and Clerk be authorized to execute all necessary documents to give effect to the revised Agreement.

CARRIED (Unanimously 7-0)

OTHER BUSINESS:

1. Update RE: New Emergency Department in the Dunnville War Memorial Hospital – it was noted that a portable ultrasound machine was received as part of their \$700,000 grant. The grant was also used to facilitate the construction of the new hospital wing.

PED-COM-14-2014 RE: AMENDED REPORT – MANAGEMENT AND OPERATION OF FOOD SERVICES IN THE HALDIMAND COUNTY CALEDONIA CENTRE (CONTINUED)

Recommendation 10

Moved By: Councillor Grice
Seconded By: Councillor Bartlett

THAT staff be directed to request the recommended vendors, Dobro Jesti Inc. and Tiger Vending & Coffee Service, to initiate their operations at HCCC in advance of Council's ratification of Report PED-COM-14-2014 in order to provide food services for the users of this facility.

CARRIED (Unanimously 7-0)

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

MOTIONS OF CONSENT

Recommendation 11

Moved By: Councillor Dalimonte
Seconded By: Councillor Boyko

THAT the following memorandums be received as information:

1. CMS-GM-M03-2014 Re: Status Update on Construction of Cayuga & Hagersville EMS and Fire Halls
2. CS-FI-M06-2014 Re: 2013 Financial Audit Findings Letter

CARRIED (Unanimously 7-0)

DEPARTMENTAL STAFF REPORTS (CONTINUED)

PUBLIC WORKS Business

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

PW-ES-15-2014 RE: COMMUNITY VIBRANCY FUND AGREEMENTS – AMENDMENT TO EXTEND THE PROJECT MANAGER, GREEN ENERGY INFRASTRUCTURE POSITION

Recommendation 12

Moved By: Councillor Boyko
Seconded By: Councillor Grice

1. THAT Report PW-ES-15-2014 Re: Community Vibrancy Fund Agreements - Amendment to Extend the Project Manager, Green Energy Infrastructure Position dated September 7, 2014 be received;
2. AND THAT staff be authorized to amend Section 21 of the Community Vibrancy Fund with Grand Renewable Wind GP Inc. to extend the end date to December 31, 2014 and the maximum cost to \$130,780;

3. AND THAT staff be authorized to amend Section 22 of the Community Vibrancy Fund with Grand Renewable Solar GP Inc. to extend the end date to December 31, 2014 and the maximum cost to \$88,520;
4. AND THAT the affected temporary staff positions, as outlined in Report PW-ES-15-2014, be extended to December 31, 2014, with the 2014 Operating Budgets amended accordingly;
5. AND THAT the Chief Administrative Officer be delegated the authority to further extend the temporary staff positions beyond December 31, 2014, if required for the purpose of managing the Green Energy Projects, conditional on the associated funding being provided by the proponent(s);
6. AND THAT the Mayor and Clerk be authorized to execute the required Community Vibrancy Fund Agreements and/or amendments thereto.

CARRIED (Unanimously 7-0)

OTHER BUSINESS:

1. Discussion RE: Caledonia Bridge Repair – it was noted that businesses may claim for compensation following the completion of this project.
2. Status Update RE: Green Energy Projects

Recommendation 13

Moved By: Councillor Boyko

Seconded By: Councillor Grice

THAT the status update from Kris Franklin, Project Manager, Green Energy Infrastructure Re: Green Energy Projects dated September 12, 2014 be received as information.

CARRIED (Unanimously 7-0)

Joint Services Business

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

OTHER BUSINESS:

None.

Community Services Business

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

OTHER BUSINESS:

1. Update RE: Skate Park / 2013 Parks

Recommendation 14

Moved By: Councillor Boyko
Seconded By: Councillor Morison

THAT the e-mail correspondence from Phil Mete, Manager, Facilities and Parks Operations Re: Skate Park / 2013 Parks dated September 15, 2014 be received as information.

CARRIED (Unanimously 7-0)

Corporate Services Business

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

CS-SS-20-2014 RE: UNION GAS LIMITED EASEMENT – ARGYLE STREET BRIDGE, CALEDONIA

Recommendation 15

Moved By: Councillor Boyko
Seconded By: Councillor Shirton

1. THAT Report CS-SS-20-2014 Re: Union Gas Limited Easement – Argyle Street Bridge, Caledonia, dated August 28, 2014, be received;
2. AND THAT Union Gas Limited be provided an easement over the lands described as Part of PIN 38162-0052(R), being part of Lot 10, South Side of Caithness Street, Plan of the Town of Caledonia, in Haldimand County, designated as Part 1 on the draft reference plan attached hereto, to accommodate the relocation of one pipeline for the transmission of natural gas from the side of the Argyle Street Bridge, in Caledonia, to a municipal parking lot;
3. AND THAT the Mayor and Clerk be authorized to execute all necessary documents.

CARRIED (Unanimously 7-0)

CS-IS-01-2014 RE: MOBILE DEVICE REPLACEMENT PROJECT – CAPITAL BUDGET REVISION

Recommendation 16

Moved By: Councillor Shirton
Seconded By: Councillor Grice

1. THAT Report CS-IS-01-2014 Re: Mobile Device Replacement Project – Capital Budget Revision, dated September 8, 2014, be received;
2. AND THAT the revised capital budget for the Mobile Device Replacement Project, as outlined in Report CS-IS-01-2014, be approved.

CARRIED (Unanimously 6-0)
Councillor Dalimonte was absent for vote.

CS-FI-21-2014 RE: REQUESTS TO WAIVE WASTEWATER CHARGES

Recommendation 17

Moved By: Councillor Grice

Seconded By: Councillor Boyko

1. THAT Report CS-FI-21-2014 Re: Requests to Waive Wastewater Charges, dated August 26, 2014, be received;
2. AND THAT a wastewater charge refund for 52 Elmvale Court, Townsend, in the amount of \$21.49, be approved;
3. AND THAT a wastewater charge refund for 620 Cedar St., Dunnville, in the amount of \$215.32, be approved;
4. AND THAT a wastewater charge refund for 12 Sherring St S., Hagersville, in the amount of \$94.26, be approved.

CARRIED (Unanimously 6-0)
Councillor Dalimonte was absent for vote.

CS-HR-08-2014 RE: REMUNERATION FOR CITIZENS APPOINTED TO HALDIMAND COUNTY BOARDS / COMMITTEES

Recommendation 18

Moved By: Councillor Grice

Seconded By: Councillor Bartlett

1. THAT Report CS-HR-08-2014 Re: Remuneration for Citizens Appointed to Haldimand County Boards / Committees, dated August 29, 2014, be received;
2. AND THAT Staff conduct a survey of other municipalities to ascertain the remuneration provided to citizen appointees to applicable County Boards/Committees;
3. AND THAT Staff bring the information forward to the 2014-2018 Haldimand County Council at the time of appointments to Boards/Committees.

The motion was withdrawn by the mover and seconder.

Amendment

Moved By: Councillor Boyko

Seconded By: Councillor Shiron

THAT Report CS-HR-08-2014 Re: Remuneration for Citizens Appointed to Haldimand County Boards / Committees, dated August 29, 2014, be received.

DEFEATED (3-4)

Subsequently, Recommendation 18 was put forth again whereby it was moved by Councillor Grice and seconded by Mayor Hewitt and carried, 4-3.

CS-FI-20-2014 RE: SEMI-ANNUAL CAPITAL PROJECT UPDATE REPORT

Recommendation 19

Moved By: Councillor Grice
Seconded By: Councillor Bartlett

1. THAT Report CS-FI-20-2014 Re: Semi-annual Capital Project Update Report dated September 2, 2014 be received;
2. AND THAT the Procurement Policy 2013-02 be amended to add the following to the delegated authority provisions related to capital budget revisions:
 - i. *Where offsetting same source funding is available and the balance of the reallocation provisions within the Procurement Policy are met:* if the funding shortfall is in excess of 20% of the project budget but less than \$10,000, the Manager is delegated the authority to reallocate funds, as long as the aggregate budget for projects within their control is not exceeded;
 - ii. *Where offsetting same source funding is not available and the balance of the reallocation provisions within the Procurement Policy are met:* if the funding shortfall is less than \$5,000, the Manager, with advice from the Treasurer or designate, is delegated the authority to approve budget amendments for projects within their control.
3. AND THAT the recommendations for individual capital projects, as outlined in Attachment #3 to Report CS-FI-20-2014 (under separate cover), be approved.

CARRIED (Unanimously 7-0)

OTHER BUSINESS:

1. Inquiry RE: Marshall Woodlot

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

DELEGATIONS AND CONSIDERATION OF RELATED REPORTS

None.

REPORTS FROM SPECIAL PURPOSE COMMITTEES, BOARDS AND COMMISSIONS

None.

UNFINISHED BUSINESS

None.

NEW BUSINESS

None.

INQUIRIES, ANNOUNCEMENTS AND CONCERNS OF COUNCILLORS

1. The opening of the Pregnancy Care Centre in Dunnville was noted.

CLOSED SESSION

Recommendation 20

Moved By: Councillor Shirton

Seconded By: Councillor Morison

THAT pursuant to Section 239 of the *Municipal Act*, as amended, Council convene in a meeting at 1:28 p.m. closed to the public, to discuss:

- personal matters about an identifiable individual, including municipal or local board employees
 1. CS-CL-09-2014 Re: Appointments to the Municipal Election Compliance Audit Committee – 2014-2018
- the security of the property of the municipality or local board
 1. Correspondence from Haldimand County Hydro Inc. dated August 28, 2014 Re: Haldimand County Utilities Inc. Quarter 2 / 2014 Financial Results
 2. Correspondence from Haldimand County Hydro Inc. Dated September 8, 2014 Re: Incentive Regulation Mechanism ("IRM") Distribution Rate Application
 3. Douglas Creek Estates Update
- litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board
 1. White Oakes Litigation Update

CARRIED (5-2)

Councillor Grice left for the remainder of the meeting.

Recommendation 21

Moved By: Councillor Boyko

Seconded By: Councillor Shirton

THAT this closed meeting now adjourn at 1:52 p.m. and reconvene in open session.

CARRIED (Unanimously 6-0)

Recommendation 22

Moved By: Councillor Shirton

Seconded By: Councillor Boyko

1. THAT Report CS-CL-09-2014 Re: Appointments to the Municipal Election Compliance Audit Committee – 2014-2018, dated September 2, 2014, be received with the Attachments remaining confidential;

2. AND THAT the following individuals be appointed to serve on the Haldimand County Municipal Election Compliance Audit Committee, for the term December 1, 2014 to November 30, 2018:
 - Larry Moodie
 - Heather Bailey
 - Michael Small
 - Barbara Oakes (alternate)

CARRIED (Unanimously 6-0)

Recommendation 23

Moved By: Councillor Bartlett

Seconded By: Councillor Dalimonte

THAT the correspondence from Haldimand County Hydro Inc. dated August 28, 2014 Re: Haldimand County Utilities Inc. Quarter 2 / 2014 Financial Results be received as information and remain confidential.

CARRIED (Unanimously 6-0)

Recommendation 24

Moved By: Councillor Boyko

Seconded By: Councillor Shirton

THAT the correspondence from Haldimand County Hydro dated September 8, 2014 Re: 2015 Incentive Regulation Mechanism (“IRM”) Distribution Rate Application be received as information and remain confidential.

CARRIED (Unanimously 6-0)

ADJOURNMENT

Recommendation 25

Moved By: Councillor Bartlett

Seconded By: Councillor Boyko

THAT this meeting is now adjourned at 1:54 p.m.

CARRIED (Unanimously 6-0)

DEPUTY MAYOR

DEPUTY CLERK