



THE CORPORATION OF
HALDIMAND COUNTY
COUNCIL MINUTES

DATE: June 22, 2015

TIME: 6:02 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
	B. Corbett	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	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.

DISCLOSURES OF PECUNIARY INTEREST

Councillor Dalimonte declared a pecuniary interest with regards to Recommendations 9 and 23 of the May 26, 2015 Council in Committee minutes and Recommendation 27 of the June 16, 2015 Council in Committee minutes by virtue of his affiliation with U.S. Steel Canada. Councillor Corbett declared a pecuniary interest with regards to the same item due to his former employment with U.S. Steel Canada.

APPROVAL OF PREVIOUS COUNCIL MEETING MINUTES

Resolution 127-15

Moved By: Councillor Dalimonte
Seconded By: Councillor Shirton

1. THAT the minutes of the June 1, 2015 Special Council meeting be adopted as circulated;
2. AND THAT the minutes of the Closed Session of the June 1, 2015 Special Council meeting be adopted as circulated and remain confidential.

CARRIED (Unanimously 7-0)

Resolution 128-15

Moved By: Councillor Shirton
Seconded By: Councillor Dalimonte

1. THAT the minutes of the June 1, 2015 Council meeting be adopted as circulated;
2. AND THAT the minutes of the Closed Session of the June 1, 2015 Council meeting be adopted as circulated and remain confidential.

CARRIED (Unanimously 7-0)

PRESENTATIONS OF RECOGNITION

None.

DELEGATIONS

1. Jennifer Graham Harkness, Manager, Engineering and Scott Reid, Area Contracts Engineer, Ministry of Transportation RE: Cayuga and Argyle Street Bridge Projects

Ms. Graham and Mr. Reid provided Council with an overview of the current status of the Cayuga and Argyle Street Bridge projects.

Resolution 129-15

Moved By: Councillor Corbett
Seconded By: Councillor Dalimonte

THAT the presentation material from Jennifer Graham Harkness, Manager, Engineering and Scott Reid, Area Contracts Engineer, Ministry of Transportation Re: Cayuga Bridge Project be received as information.

CARRIED (Unanimously 7-0)

APPROVAL OF COMMITTEE MINUTES

Resolution 130-15

Moved By: Councillor Grice
Seconded By: Councillor Morison

THAT Recommendation # 9, of the Council in Committee minutes dated May 26, 2015 be adopted.

CARRIED (Unanimously 5-0)
2 Disclosures of Pecuniary Interest

Resolution 131-15

Moved By: Councillor Bartlett
Seconded By: Councillor Morison

THAT Recommendation # 19, of the Council in Committee minutes dated May 26, 2015 be adopted.

CARRIED (Unanimously 7-0)

Resolution 132-15

Moved By: Councillor Morison
Seconded By: Councillor Bartlett

THAT Recommendation # 23, of the Council in Committee minutes dated May 26, 2015 be adopted.

CARRIED (Unanimously 5-0)
2 Disclosures of Pecuniary Interest

Resolution 133-15

Moved By: Councillor Corbett
Seconded By: Councillor Shirton

THAT the minutes of the June 16, 2015 Council in Committee meeting be adopted with the following recommendations withdrawn to be voted on separately:

Recommendation # 8	Re: PED-PD-30-2015 Re: Bill 73 Smart Growth for Our Communities Act - Information Report
Recommendation # 27	Re: U.S. Steel – Vacancy Rebate Application

CARRIED (Unanimously 7-0)

Resolution 134-15

Moved By: Councillor Morison
Seconded By: Councillor Bartlett

THAT the PED-PD-30-2015 portion of Recommendation # 8, of the Council in Committee minutes dated June 16, 2015 be amended with the addition of the following:

AND THAT the resolution and report be circulated to the Minister of Municipal Affairs and Housing, the local MPP and Association of Municipalities of Ontario (AMO).

CARRIED (Unanimously 7-0)

Resolution 135-15

Moved By: Councillor Bartlett
Seconded By: Councillor Morison

THAT Recommendation # 8, of the Council in Committee minutes dated June 16, 2015 be adopted as amended.

CARRIED (Unanimously 7-0)

Resolution 136-15

Moved By: Councillor Grice
Seconded By: Councillor Morison

THAT Recommendation # 27, of the Council in Committee minutes dated June 16, 2015 be adopted.

CARRIED (Unanimously 5-0)
2 Disclosures of Pecuniary Interest

Resolution 137-15

Moved By: Councillor Corbett
Seconded By: Councillor Shirton

1. THAT Report CMS-ES-02-2015 Re: Emergency Services Administration Re-organization dated May 14, 2015 be received;
2. AND THAT 1.0 FTE within the position of Deputy Chief – Fire be declared redundant;
3. AND THAT the position of Deputy Chief – Emergency Medical Services (EMS) be increased by 1.0 FTE, as described in Report CMS-ES-02-2015;
4. AND THAT the new position of Coordinator, Fire Safety & Training (1.0 FTE), be created in the Fire Services Division as described in Report CMS-ES-02-2015;
5. AND THAT the 2015 Operating and Capital Budget be revised to reflect changes contained in report CMS-ES-02-2015;
6. AND THAT, based on Ministry of Health funding policies which do not provide for funding of changes in ambulance services in Year 1, the 2015 Provincial share of this change, estimated at \$42,120, be funded by the Contingency Reserve on a one-time basis.

CARRIED (Unanimously 7-0)

Resolution 138-15

Moved By: Councillor Shirton
Seconded By: Councillor Morison

THAT the minutes of the Closed Session of the June 16, 2015 Council in Committee meeting be adopted as circulated and remain confidential.

CARRIED (Unanimously 7-0)

UNFINISHED BUSINESS

PED-GM-05-2015 RE: 2015 FIT 4.0 PROGRAM

Resolution 139-15

Moved By: Councillor Corbett
Seconded By: Councillor Grice

1. THAT Report PED-GM-05-2015 Re: 2015 FIT 4.0 Program dated June 16, 2015 be received;
2. AND THAT the municipal criteria to obtain Council support under the FIT 4.0 program as set out in Report PED-GM-05-2015 be approved;
3. AND THAT the General Manager of Planning and Economic Development be delegated the approval authority for projects under the FIT 4.0 program that meet the municipal criteria to obtain Council Support;
4. AND THAT the Mayor or Deputy Mayor be authorized to sign the required Municipal Council Support Resolution for approved projects pursuant to the FIT 4.0 Program.

CARRIED (Unanimously 7-0)

ADDITIONAL INFORMATION RE: CS-GM-M04-2015 RE: HCUI SALE TO HYDRO ONE – FOLLOW UP ISSUES

Resolution 140-15

Moved By: Councillor Shirton
Seconded By: Councillor Grice

THAT the correspondence from Jane Albert, HCUI President and CEO, dated June 19, 2015 Re: Amendment Agreement to Share Purchase Agreement dated June 10, 2014 between The Corporation of Haldimand County and Hydro One Inc., be received and remain confidential;

AND THAT a Special Council meeting be scheduled for Thursday, June 25, 2015 at 4:00 p.m.

CARRIED (Unanimously 7-0)

MOTION RE: VACANCY REBATE PROGRAM

Resolution 141-15

Moved By: Councillor Corbett

Seconded By: Councillor Shirton

WHEREAS a Vacancy Rebate Program, as defined under Section 364 of *The Municipal Act* and Ontario Regulation 325/01, allows for property tax relief to be granted to eligible business properties when vacant for a minimum of 90 consecutive days;

AND WHEREAS Haldimand County does not believe that the Provincial legislation intended that local taxpayers bear the cost of a business/collective bargaining strategy when such “vacancy” is caused by a labour disruption, such as an employee lockout/strike;

AND WHEREAS a recent interim decision by the Assessment Review Board to allow for a vacancy tax rebate under these circumstances is precedent setting, unless overturned on appeal;

NOW THEREFORE BE IT RESOLVED THAT the Minister of Finance and Minister of Municipal Affairs be requested to review this legislation from a public policy perspective, to ensure that businesses are not eligible for a reduced property tax burden if the claimed “vacancy” is a result of a labour disruption;

AND THAT a copy of this resolution be forwarded to the following for their support:

- M.P.P. Toby Barrett
- Association of Municipalities of Ontario (and for circulation to all member municipalities)
- City of Toronto
- Municipal Finance Officers Association
- Ontario Municipal Tax and Revenue Association
- Association of Municipal Managers, Clerks and Treasurers
- Municipal Property Assessment Corporation
- Ontario Federation of Labour
- Canadian Labour Congress

CARRIED (Unanimously 7-0)

NEW BUSINESS

MOTION TO CHANGE THE DATE OF THE JULY 6, 2015 COUNCIL MEETING TO JUNE 30, 2015, IMMEDIATELY FOLLOWING THE COUNCIL IN COMMITTEE MEETING

Resolution 142-15

Moved By: Councillor Corbett

Seconded By: Councillor Shirton

THAT the July 6, 2015 Council meeting be rescheduled to June 30, 2015, immediately following the Council in Committee meeting.

CARRIED (Unanimously 7-0)

REPORTS FROM COUNCIL APPOINTEES TO BOARDS AND COMMISSIONS

None.

MOTIONS

None.

BY-LAWS

1. By-law 1547/15 to authorize the Mayor and the Clerk to enter into an agreement with Debra Ellen Hartery for a Garden Suite
2. By-law 919-HC/15 to amend the Town of Dunnville Zoning By-law 1-DU 80 to permit a garden suite for a temporary period in the name of Debra Ellen Hartery
3. By-law 921-HC/15 to amend Zoning By-law 1-H 86, as amended, of the Town of Haldimand in the name of Walpole (Hagersville) Holdings Inc.
4. By-law 922-HC/15 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)
5. By-law 920-HC/15 to amend Zoning By-law NE 1-2000, as amended, of the City of Nanticoke in the name of George and Dwayne Miller
6. By-law 1546/15 to authorize the Mayor and Clerk to enter into a Servicing Agreement with Joel Knight and Karena Knight for residential development
7. By-law 1548/15 to Authorize Service Fees for on-line Credit Card Payment Processing Services
8. By-law 1543/15 to adopt municipal options for tax capping for the 2015 taxation year
9. By-law 1544/15 to adopt the current estimates and to levy the rates of taxation for County purposes for the year 2015
10. By-law 1545/15 to establish tax ratios and tax reductions for the 2015 taxation year

Resolution 143-15

Moved By: Councillor Shirton
Seconded By: Councillor Grice

THAT By-laws 1 and 2, as listed on the agenda, be hereby introduced and given a first and second reading.

CARRIED (6-1)

Resolution 144-15

Moved By: Councillor Shirton
Seconded By: Councillor Corbett

THAT By-laws 3 to 10, as listed on the agenda, be hereby introduced and given a first and second reading.

CARRIED (Unanimously 7-0)

Resolution 145-15

Moved By: Councillor Grice
Seconded By: Councillor Corbett

THAT By-laws 1 and 2, 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 (6-1)

Resolution 146-15

Moved By: Councillor Grice
Seconded By: Councillor Morison

THAT By-laws 3 to 10, 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

1. Councillor Dalimonte submitted a Notice of Motion RE: Solar Farms, to be considered at the June 30, 2015 Council in Committee meeting.
2. Councillor Grice submitted a Notice of Motion RE: Train Whistle Blowing, to be considered at the June 30, 2015 Council in Committee meeting.
3. Councillor Grice submitted a Notice of Motion RE: Reduction of Speed Limit Surrounding Schools, to be considered at the June 30, 2015 Council in Committee meeting.

ANNOUNCEMENTS

1. The following items were highlighted:
 - Support of the Canadian Tire Jump Start program through the Annual CAO Golf Tournament
 - Mayor's Gala was successful – total funds raised yet to be confirmed

CLOSED SESSION

None.

CONFIRMING BY-LAW

Resolution 147-15

Moved By: Councillor Shirton
Seconded By: Councillor Dalimonte

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

CARRIED (Unanimously 7-0)

Resolution 148-15

Moved By: Councillor Morison

Seconded By: Councillor Bartlett

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 7-0)

ADJOURNMENT

Resolution 149-15

Moved By: Councillor Bartlett

Seconded By: Councillor Morison

THAT this meeting is now adjourned at 7:30 p.m.

CARRIED (Unanimously 7-0)

MAYOR

CLERK