



THE CORPORATION OF  
**HALDIMAND COUNTY**  
**COUNCIL MINUTES**

**DATE:** September 21, 2015

**TIME:** 6:00 p.m.

**PLACE:** Cayuga Municipal Administration Building, Council Chambers

**PRESENT:**

<b>Council</b>	L. Bartlett	Councillor
	F. Morison	Councillor
	C. Grice	Councillor
	T. Dalimonte	Councillor
	R. Shirton	Councillor
	B. Corbett	Councillor
<b>SMT</b>	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
<b>Clerk</b>	J. Shaw	Deputy Clerk

## CALL TO ORDER

Deputy Mayor Grice called the Council meeting to order.

## MOMENT OF SILENCE

Deputy Mayor Grice opened the meeting with a moment of silence.

## ROLL CALL

All Members of Council were in attendance except Mayor Hewitt who was absent due to other municipal business.

## DISCLOSURES OF PECUNIARY INTEREST

Councillor Corbett declared a disclosure of pecuniary interest with regards to the Closed Session item related to the verbal update Re: U.S. Steel – Court Proceedings by virtue of his former employment with the company. Councillor Dalimonte declared a pecuniary interest with regards to the same item due to his affiliation with U.S. Steel Canada.

## **APPROVAL OF PREVIOUS COUNCIL MEETING MINUTES**

### **Resolution 206-15**

Moved By: Councillor Bartlett  
Seconded By: Councillor Morison

THAT the minutes of the August 31, 2015 Special Council meeting be adopted as circulated.

CARRIED (Unanimously 6-0)

### **Resolution 207-15**

Moved By: Councillor Bartlett  
Seconded By: Councillor Morison

THAT the minutes of the August 31, 2015 Council meeting be adopted as circulated.

CARRIED (Unanimously 6-0)

## **PRESENTATIONS OF RECOGNITION**

None.

## **DELEGATIONS**

None.

## **APPROVAL OF COMMITTEE MINUTES**

### **Resolution 208-15**

Moved By: Councillor Morison  
Seconded By: Councillor Bartlett

THAT the minutes of the September 15, 2015 Council in Committee meeting be adopted with the following recommendations withdrawn to be voted on separately:

Recommendation # 20      Re: 2016 Council Meeting Schedule

CARRIED (Unanimously 6-0)

### **Resolution 209-15**

Moved By: Councillor Morison  
Seconded By: Councillor Bartlett

THAT Recommendation # 20 of the Council in Committee minutes dated September 15, 2015 be amended with the addition of the following wording to the end of clause # 2:

“with the Committee of the Whole meeting to consider the Tax Supported Capital Budget rescheduled from February 18, 2016 to March 3, 2016, with March 4, 2016, if necessary.”

CARRIED (Unanimously 6-0)

**Resolution 210-15**

Moved By: Councillor Morison  
Seconded By: Councillor Bartlett

THAT Recommendation # 20, of the Council in Committee minutes dated September 15, 2015 be adopted as amended.

CARRIED (Unanimously 6-0)

**Resolution 211-15**

Moved By: Councillor Shirton  
Seconded By: Councillor Corbett

THAT the minutes of the Closed Session of the September 15, 2015 Council in Committee meeting be adopted as circulated and remain confidential.

CARRIED (Unanimously 6-0)

**UNFINISHED BUSINESS**

None.

**NEW BUSINESS**

**PED-EDT-M01-2015 RE: FEED-IN TARIFF (FIT) MUNICIPAL COUNCIL SUPPORT RESOLUTION FOR 1333 HIGHWAY #3 EAST, DUNNVILLE**

**Resolution 212-15**

Moved By: Councillor Shirton  
Seconded By: Councillor Corbett

THAT Memorandum PED-EDT-M01-2015 be received as information;

AND WHEREAS capitalized terms not defined herein have the meanings ascribed to them in the FIT Rules, Version 4.0.1;

AND WHEREAS A. J. Merigold Group Incorporated (the "Applicant") proposes to construct and operate a Rooftop Solar Photovoltaic – 100 kW (the "Project") on 1333 Highway 3, Dunnville, Ontario (the "Lands") in Haldimand County under the Province's FIT Program;

AND WHEREAS the Applicant has requested that Haldimand County Council indicate by resolution, Council's support for the construction and operation of the Project on the Property;

AND WHEREAS pursuant to the FIT Rules, Version 4.0.1, Applications whose Projects receive the formal support of Local Municipalities will be awarded Priority Points, which may result in the Applicant being offered a FIT Contract prior to other Persons applying for FIT Contracts;

NOW THEREFORE BE IT RESOLVED THAT the Council of the Corporation of Haldimand County supports the construction and operation of the Project on the Lands.

### **COUNCIL INFORMATION PACKAGE**

1. Discussion RE: Correspondence from Ministry of Transportation dated September 2, 2015 RE: Notice of Study Completion – Transportation Environmental Study Group, Highway 3 and Haldimand Road 56 Intersection Improvements

### **REPORTS FROM COUNCIL APPOINTEES TO BOARDS AND COMMISSIONS**

None.

### **MOTIONS**

None.

### **BY-LAWS**

1. By-law 1586/15 to authorize the Mayor and the Clerk to enter into a Servicing Agreement with Richard and Julie Schilstra
2. By-law 926-HC/15 to amend Zoning By-law 1-DU 80 as amended, of the Town of Dunnville in the name of Richard and Julie Schilstra ('Holding "H"' provision removal)
3. By-law 927-HC/15 to amend the Town of Dunnville Zoning By-law 1-DU 80, as amended, by Richard and Julie Schilstra
4. By-law 928-HC/15 to designate lands within Registered Plan 69, now in Haldimand County as Exempt from Part Lot Control
5. By-law 1587/15 to authorize the Mayor and the Clerk to enter into a Servicing Agreement with Ronald K. Winegard
6. By-law 929-HC/15 to amend Zoning By-law 1-H 86, as amended, of the Town of Haldimand in the name of Ronald K. Winegard ('Holding "H"' provision removal)
7. By-law 930-HC/15 to amend Zoning By-law 1-H 86, as amended, of the Town of Haldimand in the name of Ronald K. Winegard
8. By-law 1585/15 to assume the road widening being Parts of Delaware Street and Onondaga Street West of Grand River, designated as Parts 1, 2 & 3 on Plan 18R-7303, in Haldimand County, and to establish these lands as an open public highway to form part of King George Street
9. By-law 1588/15 to authorize the sale of certain lands legally described as PIN 38194-0057(LT) Part Lot 19, Concession 12, Walpole, Haldimand County and PIN 38194-0055(LT) Part of Lot 19, Concession 12, Walpole, Haldimand County
10. By-law 1589/15 to authorize the sale of certain lands legally described as PIN 38228-0112(LT) Part of Lots 4 & 5, N/S Chippewa, Part Lot 5, S/S Tuscarora, Cayuga, Haldimand County
11. By-law 1580/15 to Authorize Service Fees for on-line Credit Card Payment Processing Services and repeal by-law 1548/15

12. By-law 1581/15 to provide for the appointment of a Municipal Law Enforcement Officer for the purpose of enforcing Haldimand County By-laws (John Ivezic)
13. By-law 1582/15 to provide for the appointment of a Municipal Law Enforcement Officer for the purpose of enforcing Haldimand County By-laws (Nicole Telfer)
14. By-law 1583/15 to appoint Building Officials and Building Inspectors (John Ivezic)
15. By-law 1584/15 to appoint Building Officials and Building Inspectors (Nicole Telfer)

**Resolution 213-15**

Moved By: Councillor Corbett  
Seconded By: Councillor Shirton

THAT By-laws 1 to 8 and 11 to 15, as listed on the agenda, be hereby introduced and given a first and second reading.

CARRIED (Unanimously 6-0)

**Resolution 214-15**

Moved By: Councillor Corbett  
Seconded By: Councillor Shirton

THAT By-laws 1 to 8 and 11 to 15, 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**

1. Councillor Grice submitted a Notice of Motion RE: Stop Sign at the Intersection of Renfrew Street and Wigton Street, Caledonia, to be considered at the October 6, 2015 Council in Committee meeting.

**ANNOUNCEMENTS**

1. The following events were highlighted:
  - Official opening of skate parks
  - Annual Car Show held by Haldimand Museums took place on September 20, 2015 in Selkirk

## **CLOSED SESSION**

### **Resolution 215-15**

Moved By: Councillor Morison  
Seconded By: Councillor Shirton

THAT pursuant to Section 239 of the *Municipal Act*, as amended, Council convene in a meeting at 6:19 p.m. closed to the public, to discuss:

- a proposed or pending acquisition or disposition of land by the municipality or local board
  1. CS-SS-35-2015 Re: Bulk Sale of Surplus Properties – Results of Negotiations
- labour relations or employee negotiations
  1. CS-HR-07-2015 Re: SEIU Interest Arbitration Award
- the security of the property of the municipality or local board
  1. CS-GM-M07-2015 Re: Haldimand County Utilities Inc. – Audited Financial Statements, as at June 30, 2015
- litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board
  1. Verbal Update Re: U.S. Steel – Court Proceedings

CARRIED (Unanimously 6-0)

Councillor Corbett and Councillor Dalimonte left for the remainder of the meeting.

### **Resolution 216-15**

Moved By: Councillor Shirton  
Seconded By: Councillor Morison

THAT this closed meeting now adjourn at 7:26 p.m. and reconvene in open session.

CARRIED (Unanimously 4-0)

### **Resolution 217-15**

Moved By: Councillor Morison  
Seconded By: Councillor Shirton

THAT Report CS-SS-35-2015 Re: Bulk Sale of Surplus Properties – Results of Negotiations and Offers to Purchase, dated August 28, 2015, be received as information and remain confidential;

AND THAT the Offer to Purchase the following properties be accepted from Boston Creek Transport Ltd., for a total purchase price of \$6,000 plus applicable taxes, for the reasons outlined in Report CS-SS-35-2015:

- Part of PIN # 38194-0057(LT) Part Lot 19, Concession 12, Walpole, Haldimand County;

- Part of PIN # 38194-0057(LT) Part of Lot 19, Concession 12, Walpole, Haldimand County, and
- Part of PIN # 38194-0055(LT) Part of Lot 19, Concession 12, Walpole, Haldimand County;

AND THAT the Offer to Purchase the following property be accepted from Sandy and Anthony Polillo, for a purchase price of \$18,500, plus applicable taxes, for reasons outlined in Report CS-SS-35-2015:

- PIN # 38228-0112(LT) Part of Lots 4 & 5, N/S Chippewa, Part Lot 5, S/S Tuscarora, Cayuga.

CARRIED (Unanimously 4-0)

**Resolution 218-15**

Moved By: Councillor Bartlett  
 Seconded By: Councillor Morison

1. THAT Report CS-HR-07-2015 Re: SEIU Interest Arbitration Award dated September 16, 2015 be received as information and remain confidential;
2. AND THAT the members of the County negotiating team be authorized to sign the collective agreement on behalf of the municipality.

The following amendment was presented:

**Resolution 219-15**

Moved By: Councillor Morison  
 Seconded By: Councillor Shirton

3. AND WHEREAS Haldimand County Council is extremely disappointed with the SEIU Arbitration Award dated September 9, 2015;
4. THAT a letter be sent from the Mayor's Office to the Premier of Ontario and Minister of Labour, copied to AMO, urging immediate reforms to the Interest Arbitration Act with regards to greater emphasis being placed on local circumstances and ability to pay.

CARRIED (Unanimously 4-0)

The original motion was approved as amended (Unanimously 4-0).

**Resolution 220-15**

Moved By: Councillor Shirton  
Seconded By: Councillor Bartlett

THAT the tabled correspondence from KPMG to Hydro One Inc. dated September 21, 2015 Re: Haldimand County Utilities Inc. – Independent Auditors' Report be approved and submitted to Hydro One Inc. in accordance with the Share Purchase Agreement.

CARRIED (Unanimously 4-0)

**Resolution 221-15**

Moved By: Councillor Shirton  
Seconded By: Councillor Bartlett

THAT Memorandum CS-GM-M07-2015 dated September 18, 2015 Re: Haldimand County Utilities Inc. – Audited Financial Statements, as at June 30, 2015 be received as information;

AND THAT the Audited Financial Statement, as presented and amended verbally at the Council meeting of September 21, 2015, be approved and issued as final statements.

CARRIED (Unanimously 4-0)

**BY-LAWS (CONTINUED)**

**Resolution 222-15**

Moved By: Councillor Morison  
Seconded By: Councillor Bartlett

THAT By-laws 9 and 10, as listed on the agenda, be hereby introduced and given a first and second reading.

CARRIED (Unanimously 4-0)

**Resolution 223-15**

Moved By: Councillor Shirton  
Seconded By: Councillor Bartlett

THAT By-laws 9 and 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 4-0)



## **CONFIRMING BY-LAW**

### **Resolution 224-15**

Moved By: Councillor Shirton  
Seconded By: Councillor Morison

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

CARRIED (Unanimously 4-0)

### **Resolution 225-15**

Moved By: Councillor Morison  
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 4-0)

## **ADJOURNMENT**

### **Resolution 226-15**

Moved By: Councillor Bartlett  
Seconded By: Councillor Morison

THAT this meeting is now adjourned at 7:32 p.m.

CARRIED (Unanimously 4-0)

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DEPUTY MAYOR

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DEPUTY CLERK