



Haldimand
County

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

Date: March 3, 2020
Time: 9:30 A.M.
Location: Council Chambers

COUNCIL PRESENT K. Hewitt, Mayor
S. Patterson, Councillor
J. Metcalfe, Councillor
D. Lawrence, Councillor
T. Dalimonte, Councillor
R. Shirton, Councillor
B. Corbett, Councillor

STAFF PRESENT C. Manley, Chief Administrative Officer
C. Case, General Manager, Corporate & Social Services
M. Evers, General Manager, Community & Development Services
T. Haedrich, General Manager, Engineering & Capital Works
M. Merritt, General Manager, Financial & Data Services
P. Mete, General Manager, Public Works Operations
M. Jamieson, Director, Human Resources

R. Charlton, Manager, Building & Municipal Enforcement Services
J. Gallagher, Manager, Emergency Services/Fire Chief
L. Kissner, Supervisor, Community Programs & Events
S. VanDalen, Manager, Planning & Development
A. West, Planner
E. Eichenbaum, Manager, Citizen & Legislative Services/Clerk

CALL TO ORDER

Councillor Shirton called the Council in Committee meeting to order at 9:30 a.m.

ROLL CALL

The Mayor and all Members of Council were in attendance.

DISCLOSURES OF PECUNIARY INTEREST

Mayor Hewitt declared a pecuniary interest with respect to Report CSS-01-2020 Municipal Conflict of Interest - Notice of Application and Payment of Legal Costs. The general nature of the pecuniary interest is in reference to his own legal costs and how they should be paid pending the outcome of the ongoing case against him.

PUBLIC MEETING FOR PLANNING APPLICATIONS

Councillor Shirton, Chair of Public Meeting for Planning Applications, remained in 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 March 9, 2020 Council meeting.

1 PDD-06-2020 Zoning By-law Amendment to Permit Semi-detached Dwellings - Dobes

A. West presented the report.

There being no one else present to speak either for or against this application, deliberations concluded with the introduction of the following recommendation.

Recommendation 1

Moved By: Councillor Metcalfe

Seconded By: Councillor Dalimonte

1. THAT Report PDD-06-2020 Zoning By-law Amendment to Permit Semi-detached Dwellings - Dobes be received;
2. AND THAT Application PLZ-HA-2019-133, to amend the Town of Haldimand Zoning By-law 1-H-86 to rezone the subject lands to "Urban Residential Type 2-Holding (R2-H)", be approved for reasons outlined in Report PDD-06-2020;
3. AND THAT the by-laws attached to Report PDD-06-2020 be presented for enactment;
4. AND THAT the proposal is deemed to be consistent with the Provincial Policy Statement 2014, Provincial Growth Plan, and other matters of Provincial interest;
5. AND THAT the Holding 'H' removal by-law attached to report PDD-06-2020 be presented for enactment and the General Manager of Community & Development Services be granted authority to remove the holding provision when all conditions relating to the matter are satisfactorily addressed.

CARRIED

2 PDD-07-2020 Temporary Use By-law for Mobile Home – Pearce

A. West presented the report.

Alan Pearce, proponent, responded to questions about the septic system and the entrance way to the property.

There being no one else present to speak either for or against this application, deliberations concluded with the introduction of the following recommendation.

Recommendation 2

Moved By: Councillor Patterson

Seconded By: Councillor Dalimonte

1. THAT Report PDD-07-2020 Temporary Use By-law for a Mobile Home – Pearce be received;
2. AND THAT application PLZ-HA-2019-187 to establish a Temporary Use By-law for a period of one year (1) to permit a mobile home to be located on the property be approved for reasons outlined within report PDD-07-2020;
3. AND THAT the Temporary Use By-law attached to Report PDD-07-2020 be presented for enactment;
4. AND THAT the Holding ‘H’ removal by-law attached to report PDD-07-2020 be presented for enactment and the General Manager of Community & Development Services be granted authority to remove the holding provision when all conditions relating to the matter are satisfactorily addressed;
5. AND THAT the application is deemed to be consistent with Provincial Policy Statement 2014, the Provincial Growth Plan and other matters of Provincial interest.

CARRIED

MOTIONS OF CONSENT

Recommendation 3

Moved By: Councillor Lawrence

Seconded By: Councillor Metcalfe

THAT the following motions be approved:

- 1 ECW-03-2020 Parking Control By-law Amendment – Glenmor Drive, Caledonia
 1. THAT Report ECW-03-2020 Parking Control By-law Amendment – Glenmor Drive, Caledonia be received;
 2. AND THAT Haldimand County Parking Control By-law 307/02, Schedule “C” No Parking – Caledonia, be amended as outlined in Report ECW-03-2020.
- 2 EMS-M01-2020 Ambulance Response Time Performance Plan Results for 2019

THAT Memorandum EMS-M01-2020 Ambulance Response Time Performance Plan Results for 2019 be received as information.

3 HRD-03-2020 Public Sector Salary Disclosure - 2019

THAT Report HRD-03-2020 Public Sector Salary Disclosure – 2019 be received as information.

CARRIED

DEPARTMENTAL STAFF REPORTS

1 COMMUNITY & DEVELOPMENT SERVICES

Councillor Dalimonte, Chair of Community & Development Services, assumed the Chair for this portion of the meeting.

1.1 PDD-08-2020 Information Report for Telecommunication Tower Installation at Nanticoke Road and Concession 2 Walpole Road

Recommendation 4

Moved By: Councillor Lawrence

Seconded By: Councillor Patterson

1. THAT Report PDD-08-2020 Information Report for Telecommunication Tower Installation at Nanticoke Road and Concession 2 Walpole Road be received;
2. AND THAT the proposed location request for a Communications Antenna Facility by KWIC Internet Communications at the property of, Walpole Concession 2 Part Lot 7 and Registered Plan 18R6893 Part 2, Haldimand County, be approved for reasons outlined in Report PDD-08-2020;
3. AND THAT the proposal is deemed to be consistent with the Provincial Policy Statement 2014, and other matters of National and Provincial interest, including Industry Canada – Procedure for Radiocommunication and Broadcasting Antenna Systems.

CARRIED

1.2 PDD-09-2020 Information Report for Telecommunication Tower Installation at 801 South Coast Drive

Recommendation 5

Moved By: Councillor Lawrence

Seconded By: Councillor Corbett

1. THAT Report PDD-09-2020 Information Report for Telecommunication Tower Installation at 801 South Coast Drive be received;
2. AND THAT the proposed location request for a Communications Antenna Facility by KWIC Internet Communications at the property of, Walpole Concession 1 Part Lot 16 and Registered Plan 18R676 Part 2, Haldimand County, be approved for reasons outlined in Report PDD-09-2020;

3. AND THAT the proposal is deemed to be consistent with the Provincial Policy Statement 2014, and other matters of National and Provincial interest, including Industry Canada – Procedure for Radiocommunication and Broadcasting Antenna Systems.

CARRIED

1.3 BME-01-2020 Additional Information to Report BME-03-2019 Flyer Distribution

Recommendation 6

Moved By: Councillor Corbett

Seconded By: Councillor Metcalfe

1. THAT Report BME-01-2020 Additional Information to Report BME-03-2019 Flyer Distribution be received;
2. AND THAT Report BME-03-2019 Flyer Distribution be received;
3. AND THAT staff be directed to implement Option 3 as outlined in Report BME-03-2019.

CARRIED

1.4 CDP-02-2020 Major Festival and Event Enhancement Grant Program – Update on Pilot Program and Proposed Changes

Recommendation 7

Moved By: Councillor Metcalfe

Seconded By: Councillor Patterson

1. THAT Report CDP-02-2020 Major Festival and Event Enhancement Grant Program (MFEEGP) – Update on Pilot Program and Proposed Changes be received;
2. AND THAT the amendment of the Major Festival and Event Enhancement Grant Program to a Festival and Event Operating Grant, based on outcomes and evaluation of the pilot program as well as feedback from the event organizers, be approved;
3. AND THAT Policy 2015-02 Festival and Event Policy be amended as outlined in Attachment 1 to Report CDP-02-2020;
4. AND THAT the proposed criteria and process for application to the Festival and Event Operating Grant funding be approved;
5. AND THAT authority to amend, as required, the proposed Festival and Event Operating Grant and Policy 2015-02, be delegated to the General Manager of Community & Development Services;

6. AND THAT the proposed decreased budget of \$50,000 for the new Festival and Event Operating Grant, in keeping with Council-directed mitigation measures for 2020 budget planning, be included as a Council Approved Initiative in the 2020 Tax Supported Operating Budget.

CARRIED

1.5 CDP-03-2020 Community Partnership Program – Caledonia LIONS Community Centre Audio Visual System Enhancements

Recommendation 8

Moved By: Councillor Lawrence

Seconded By: Councillor Corbett

1. THAT Report CDP-03-2020 Community Partnership Program – Caledonia LIONS Community Centre Audio Visual System Enhancements be received;
2. AND THAT the request to undertake the proposed project on Haldimand County property be approved;
3. AND THAT capital funding to an upset amount of \$4,400 to support the installation of an enhanced A/V system at the Caledonia LIONS Community Centre, with related funding from the Community Partnership Capital Reserve, be approved;
4. AND THAT project and funding approval are conditional upon compliance with Policy 2011-01 and County installation standards, permits and processes;
5. AND THAT the revised budget, as outlined below, be approved.

CARRIED

1.6 CDP-04-2020 Community Partnership Program – Hagersville Fire Station Digital Sign Project

Recommendation 9

Moved By: Councillor Shirton

Seconded By: Councillor Metcalfe

1. THAT Report CDP-04-2020 Community Partnership Program – Hagersville Fire Station Digital Sign Project be received;
2. AND THAT the request from the Hagersville Firefighters Association, to undertake the installation of a digital sign at the Hagersville Fire Station, be approved;

3. AND THAT capital funding in the amount of \$6,000, contributed from the Ward 4 Community Vibrancy Fund, be approved towards the projected \$30,000 budget;
4. AND THAT capital funding to an upset amount of \$8,400, representing 35% of the \$24,000 budget balance remaining following the Community Vibrancy Fund contribution, with related funding from the Community Partnership Capital Reserve, be approved;
5. AND THAT project and funding approval are conditional upon compliance with Haldimand County Policy 2011—01 and any legislated requirements and permits, including County standards and processes;
6. AND THAT the revised budget, as outlined in CDP-04-2020, be approved.

CARRIED

1.7 Other Business

None.

2 PUBLIC WORKS OPERATIONS

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

2.1 Other Business

None.

3 ENGINEERING & CAPITAL WORKS

Councillor Metcalfe, Chair of Engineering & Capital Works, assumed the Chair for this portion of the meeting.

3.1 ECW-02-2020 All Way Stop Policy Update

Recommendation 10

Moved By: Councillor Corbett

Seconded By: Councillor Dalimonte

1. THAT Report ECW-02-2020 All Way Stop Policy Update be received;
2. AND THAT the All Way Stop Policy, included as Attachment 2 to Report ECW-02-2020, be approved.

CARRIED

3.2 Other Business

None.

4 FINANCIAL & DATA SERVICES

Councillor Patterson, Chair of Financial & Data Services, assumed the Chair for this portion of the meeting.

4.1 FIN-05-2020 Applications for Assessment and Tax Adjustments as of January 2020

Recommendation 11

Moved By: Councillor Metcalfe

Seconded By: Councillor Dalimonte

1. THAT Report FIN-05-2020 Applications for Assessment and Tax Adjustments, as of January 2020, be received;
2. AND THAT adjustments of taxes, in accordance with Sections 357, 358 and 359 of the Municipal Act, be approved in the amount of \$10,495.55 as detailed in Attachment 1 to Report FIN-05-2020.

CARRIED

4.2 Other Business

Discussion Re: Recent Funding from the Province

Update Re: High Speed Broadband Initiative

5 CORPORATE & SOCIAL SERVICES

Councillor Lawrence, Chair of Corporate & Social Services, assumed the Chair for this portion of the meeting.

5.1 CLS-01-2020 Hired Vehicle Operation Framework

Recommendation 12

Moved By: Councillor Patterson

Seconded By: Councillor Shirton

1. THAT Report CLS-01-2020 Hired Vehicle Operation Framework be received;
2. AND THAT a revised Hired Vehicle Licensing By-law be presented for enactment, in accordance with the recommendations outlined in Report CLS-01-2020.

Amendment

Moved By: Councillor Shirton

Seconded By: Councillor Metcalfe

AND THAT an annual adjustment of taxi fares be conducted based on the Consumer Price Index.

CARRIED

Subsequently, the main motion was approved as amended.

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

PRESENTATIONS AND CONSIDERATION OF RELATED REPORTS (11:00 A.M.)

- 1 Tax Billing for New Construction Builds

Recommendation 13

Moved By: Councillor Corbett

Seconded By: Councillor Shirton

THAT the tabled presentation material from Charmaine Corlis, Treasurer Re: Tax Billing for New Construction Builds be received as information.

CARRIED

DEPARTMENTAL STAFF REPORTS (Continued)

- 5 CORPORATE & SOCIAL SERVICES (Continued)

Councillor Lawrence, Chair of Corporate & Social Services, resumed the Chair for this portion of the meeting.

- 5.2 CSS-01-2020 Municipal Conflict of Interest – Notice of Application and Payment of Legal Costs

Mayor Hewitt left the meeting for this item.

Recommendation 14

Moved By: Councillor Patterson

Seconded By: Councillor Shirton

1. THAT Report CSS-01-2020 Municipal Conflict of Interest – Notice of Application and Payment of Legal Costs, be received;
2. AND THAT the legal costs associated with the application made by Robert Duncan be paid on behalf of Mayor Ken Hewitt, with the stipulation that all costs will be reimbursed in full to the municipality if the Mayor is found in contravention of the legislation, except by way of inadvertence or error;

3. AND THAT if the Mayor is found not in contravention, or in contravention by way of inadvertence or error, that all funds received from the County's insurance policy for legal expenses, be applied to the costs paid on behalf of the Mayor.

CARRIED

1 Disclosure of Pecuniary Interest

5.3 Other Business

None.

6 CORPORATE AFFAIRS

Mayor Hewitt, Chair of Corporate Affairs, returned to the meeting and assumed the Chair for the remainder of the meeting.

6.1 Other Business

None.

REPORTS FROM SPECIAL PURPOSE COMMITTEES, BOARDS AND COMMISSIONS

1 Minutes of the Police Services Board - January 22, 2020

Recommendation 15

Moved By: Councillor Corbett

Seconded By: Councillor Metcalfe

THAT the minutes of the January 22, 2020 Police Services Board meeting be received as information.

CARRIED

2 Discussion Re: Public Health Modernization Consultation Session

3 Update: LPRCA's Recent Presentation on Lake Levels

UNFINISHED BUSINESS

None.

NEW BUSINESS

1 Draft Motion Re: Meeting Request with MPP Toby Barrett

Recommendation 16

Moved By: Councillor Lawrence

Seconded By: Councillor Corbett

THAT MPP Toby Barrett be requested to attend an upcoming Council in Committee meeting to discuss current local matters of mutual provincial and municipal interest, prior to the 2020 summer recess.

CARRIED

INQUIRIES, ANNOUNCEMENTS AND CONCERNS OF COUNCILLORS

None.

DELEGATIONS AND CONSIDERATION OF RELATED REPORTS (1:00 P.M.)

- 1 LSS-05-2020 Monitoring Wells Encroachment Agreement – Imperial Oil Limited
 - 1.1 James Power, Imperial Oil Limited
 - 1.2 Ian Sosney, Golder Associates Ltd.
 - 1.3 Sandra Carrelas, Golder Associates Ltd.

Mr. Power indicated that no wells exist now and they will be drilled as indicated in the report.

Recommendation 17

Moved By: Councillor Lawrence

Seconded By: Councillor Corbett

1. THAT Report LSS-05-2020 Monitoring Wells Encroachment Agreement – Imperial Oil Limited be received;
2. AND THAT Haldimand County enter into a Landowner/Encroachment Agreement with Imperial Oil Limited, as tabled at the March 3, 2020 meeting, to allow its consultant to encroach onto County property, being the road allowance known as South Coast Drive, for the purpose of installing two monitoring wells within the road allowance as outlined in Report LSS-05-2020, for a term of 5 years, with all associated costs being borne by Golder Associates Ltd;
3. AND THAT the Mayor and Clerk be authorized to execute all necessary documents.

CARRIED

CLOSED SESSION

Recommendation 18

Moved By: Councillor Shirton

Seconded By: Councillor Dalimonte

THAT pursuant to Section 239 of the *Municipal Act*, as amended, Council convene in a meeting at 1:06 p.m. closed to the public, to discuss:

labour relations or employee negotiations

- 1 HRD-04-2020 CUPE Local 4700 Memorandum of Settlement and Adjustment to Non-Union Employee Compensation

advice that is subject to solicitor-client privilege, including communications necessary for that purpose

- 2 Correspondence from County Solicitor Re: OPP Submission – Haldimand County Court Security Enhancement

information explicitly supplied in confidence to the municipality or local board by Canada, a province or territory or a Crown agency of any of them

- 3 Overview of Community Safety and Policing Act, 2019 provided by the Ministry of the Solicitor General

CARRIED

Recommendation 19

Moved By: Councillor Shirton

Seconded By: Councillor Metcalfe

THAT this closed meeting now adjourn at 1:41 p.m. and reconvene in open session.

CARRIED

Recommendation 20

Moved By: Councillor Shirton

Seconded By: Councillor Patterson

1. THAT Report HRD-04-2020 CUPE Local 4700 Memorandum of Settlement and Adjustment to Non-Union Employee Compensation be received and remain confidential;
2. AND THAT the Memorandum of Settlement between the Corporation of Haldimand County and CUPE Local 4700 (Haldimand), as included as Attachment 1 to Report HRD-04-2020, be ratified;

3. AND THAT the members of the management negotiating team be authorized to sign the collective agreement on behalf of the County;
4. AND THAT the staff complement of Municipal By-Law Enforcement Officers, including students, be increased from 4.33 to 5.66 FTE, with the associated operating and capital costs, as outlined in Report HRD-04-2020, and be reflected as a Council Approved Initiative in the 2020 Tax Operating Budget;
5. AND THAT the existing Labour Market Wage Adjustments (premiums) for the positions of Planner, Building Inspector and Senior Building Inspector remain in place for the term of this collective agreement;
6. AND THAT the Non-union Employee Salary Schedule and non-union staff compensation entitlements be adjusted, as recommended in Report HRD-04-2020;
7. AND THAT Policy 2012-02 re: Employment Conditions for Non-Union Employees be amended as shown on Attachment 2 to Report HRD-04-2020;
8. AND THAT the Haldimand County Library Board Salary Schedule be adjusted, as recommended in Report HRD-04-2020, on the condition that the Haldimand County Library Board approves the recommended adjustments via resolution;
9. AND THAT the applicable salary schedules be updated in accordance with the approvals given in Report HRD-04-2020 and published on the County website.

CARRIED

Recommendation 21

Moved By: Councillor Metcalfe

Seconded By: Councillor Lawrence

1. THAT the presentation Re: Community & Policing Act, 2019, provided by the Ministry of the Solicitor General, be received and remain confidential;
2. AND THAT staff be directed to report back to a future Council in Committee meeting on the proposed regulatory changes.

CARRIED

ADJOURNMENT

Recommendation 22

Moved By: Councillor Shirton

Seconded By: Councillor Corbett

THAT this meeting is now adjourned at 1:42 p.m.

CARRIED

MAYOR

CLERK