



THE CORPORATION OF
HALDIMAND COUNTY

COUNCIL IN COMMITTEE MINUTES

Date: August 28, 2018
Time: 9:30 A.M.
Location: Haldimand County Central Administration Building
Council Chambers

COUNCIL PRESENT

- K. Hewitt, Mayor
- L. Bartlett, Councillor
- F. Morison, Councillor
- C. Grice, Councillor
- T. Dalimonte, Councillor
- R. Shirton, Councillor
- B. Corbett, Councillor

STAFF PRESENT

- D. Boyle, Chief Administrative Officer
- K. General, General Manager, Corporate Services
- T. Haedrich, Director, Engineering Services
- C. Manley, General Manager, Planning & Economic Development

- R. Charlton, Manager, Building & By-law Enforcement
- M. Evers, Manager, Planning & Development
- M. Ferris, Planner
- J. Gallagher, Manager, Emergency Services/Fire Chief
- J. Jackson, Administrator, Grandview Lodge
- M. Merritt, Treasurer
- J. Miller, Planner
- E. Eichenbaum, Clerk

CALL TO ORDER

Councillor Morison 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

None.

PUBLIC MEETINGS FOR PLANNING APPLICATIONS

Councillor Morison, 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 4, 2018 Council meeting.

APPLICATIONS:

- 1 PED-PD-30-2018 Zoning Amendment to Permit the Extension of a Garden Suite–VanKuren

M. Ferris presented the report.

Tina VanKuren, applicant, explained the use of the garden suite over the past years.

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 Shirton

Seconded By: Councillor Corbett

1. THAT Report PED-PD-30-2018 Zoning Amendment to Permit the Extension of a Garden Suite–VanKuren be received;
2. AND THAT application PLZ-HA-2018-103 to pass a temporary use by-law for a period of three (3) years to permit the extension of a garden suite as a second dwelling on the subject lands be approved for the reasons outlined in Report PED-PD-30-2018;
3. AND THAT the application is deemed to be consistent with the Provincial Policy Statement (2014) and the Provincial Growth Plan (2017) and other matters of provincial interest;
4. AND THAT the temporary use by-law attached to Report PED-PD-30-2018 be presented for enactment.

CARRIED

- 2 PED-PD-31-2018 Rezoning to Fulfill a Condition of Consent Parfitt and Jamieson

J. Miller 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 2

Moved By: Councillor Bartlett

Seconded By: Councillor Dalimonte

1. THAT Report PED-PD-31-2018 Rezoning to Fulfill a Condition of Consent Parfitt and Jamieson be received;
2. AND THAT application PLZ-HA-2018-069 to amend the City of Nanticoke Zoning By-law NE-1-2000 to prohibit future residential development and home occupation opportunities on the retained farm lands be approved for reasons outlined in Report PED-PD-31-2018;
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;
4. AND THAT the By-law attached to Report PED-PD-31-2018 be presented for enactment.

CARRIED

3 PED-PD-32-2018 Rezoning to Fulfill a Condition of Consent-Mattice

J. Miller presented the report.

Ed McCarthy, agent for the applicant, was present to answer questions.

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

Recommendation 3

Moved By: Councillor Bartlett

Seconded By: Councillor Corbett

1. THAT Report PED-PD-32-2018 Rezoning to Fulfill a Condition of Consent-Mattice be received;
2. AND THAT application PLZ-HA-2018-055 to amend the City of Nanticoke Zoning By-law NE-1-2000 to prohibit future residential development and home occupation opportunities on the retained farm lands be approved for reasons outlined in Report PED-PD-32-2018;
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;
4. AND THAT the By-law attached to Report PED-PD-32-2018 be presented for enactment.

CARRIED

4 PED-PD-33-2018 Zoning By-law Amendment from Hamlet Commercial to Hamlet Residential-Otterman

J. Miller presented the report.

Mark Schweyer, agent for applicant, confirmed that the intent is to convert the property from commercial to residential.

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

Recommendation 4

Moved By: Councillor Bartlett

Seconded By: Councillor Corbett

1. THAT Report PED-PD-33-2018 Zoning By-law Amendment from Hamlet Commercial to Hamlet Residential-Otterman be received;
2. AND THAT application PLZ-HA-2018-096 to amend the Zoning By-law 1-H 86 to rezone lands to 'Hamlet Residential (RH)' be approved for reasons outlined in Report PED-PD-33-2018;
3. AND THAT application PLZ-HA-2018-096 to amend the Zoning By-law 1-H 86 to add a special provision to recognize an existing rear-yard deficiency in the 'Hamlet Residential (RH)' zone be approved for reasons outlined in Report PED-PD-33-2018;
4. AND THAT the proposal is deemed to be consistent with the Provincial Policy Statement (2014), and the Growth Plan for the Greater Golden Horseshoe;
5. AND THAT the By-law attached to Report PED-PD-33-2018 be presented for enactment.

CARRIED

5 PED-PD-34-2018 Zoning By-law Amendment to Fulfill a Condition of Consent-Hamel

This report was withdrawn as the applicant requested last-minute changes to the application. An updated report will be presented at a subsequent Council in Committee meeting.

DEPARTMENTAL STAFF REPORTS

1 PLANNING AND ECONOMIC DEVELOPMENT BUSINESS

1.1 PED-PD-35-2018 Zoning Amendment to Facilitate Plan of Subdivision-Beattie Estates

Recommendation 5

Moved By: Councillor Grice

Seconded By: Councillor Shirton

1. THAT Report PED-PD-35-2018 Zoning Amendment to Facilitate Plan of Subdivision-Beattie Estates be received;
2. AND THAT application PLZ-HA-2015-069 to amend the Town of Haldimand Zoning By-law 1-H 86 by Wildwood Developments Inc. be approved for reasons outlined in Report PED-PD-35-2018;
3. AND THAT the Zoning By-law Amendment attached to Report PED-PD-35-2018 to amend the Town of Haldimand Zoning By-law 1-H 86 be presented for enactment;
4. AND THAT the "Holding (H)" Provision Removal By-law attached to Report PED-PD-35-2018 be passed and the General Manager of Planning and Economic Development be granted authority to remove the Holding provision when all conditions relating to the matter are satisfactorily addressed;
5. AND THAT the application is considered to be consistent with the Provincial Policy Statement 2014, Provincial Growth Plan 2017 or other matters of provincial interest.

CARRIED

1.2 Other Business

Update Re: Farmer's Market and Riverside Park in Dunnville – drainage issues were noted. A final inspection will take place on August 28, 2018, and all outstanding issues will be addressed.

Update Re: By-law Enforcement Complaint Process – The County's process is similar to most municipalities. Staff endeavour to be objective and professional in dealing with the issues with compliance being the focus of the process.

MOTIONS OF CONSENT

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

Recommendation 6

Moved By: Councillor Corbett

Seconded By: Councillor Grice

THAT the following motions be approved:

1 CMS-FP-01-2018 Port Maitland Pier Lease Renewal

1. THAT Report CMS-FP-01-2018 Port Maitland Pier Lease Renewal be received;

2. AND THAT the Corporation of Haldimand County enter into a lease agreement with Fisheries and Oceans, Small Craft Harbours Branch for use of the lands described as All Water lot Location DT-136 located in the Grand River and in Lake Erie Opposite Lots 25 and 26, Concession 4, south of Dover Road in the geographic Township of Dunn and opposite the Naval Reserve in the geographic Township of Sherbrooke and Part of Maitland Esplanade, Registered Plan 2695 in the geographic Township of Sherbrooke, now in Haldimand County, designated as Parts 1 and 2 on Plan 18R-5748, at an annual rental rate of \$500 plus \$65 HST for a total of \$565 for a term of five years.
 3. AND THAT the Mayor and Clerk be authorized to execute all necessary documents to give affect to the intention therein.
- 2 CMS-GL-03-2018 Funding for Additional Registered Nurses in the Long-Term Care Home Sector
1. THAT Report CLS-GL-03-2018 Funding for Additional Registered Nurses in the Long-Term Care Home Sector be received;
 2. AND THAT the Mayor and Council authorize the use of these ongoing funds from the Hamilton Niagara Haldimand Brant Local Health Integration Network to cover salary and benefits of a full-time Assistant Director of Nursing, **conditional upon receipt of ongoing Ministry of Health funding**;
 3. AND THAT the Revised 2018 Tax Capital Budget as outlined in CMS-GL-03-2018 be approved;
 4. AND THAT the additional costs associated with this position as outlined in CMS-GL-03-2018, be approved and incorporated into the 2019 Tax Supported Operating Budget as a Council Approved Initiative.
- 3 CS-SS-24-2018 County Sale To Shaw – Underwater Lot
1. THAT Report CS-SS-24-2018 County Sale To Shaw – Underwater Lot be received;
 2. AND THAT the land described as all of PIN # 38130-0190(LT) being Part of Lot 4, Concession 4 South of Dover Road, Dunn, as in HC165222; Haldimand County, be declared surplus to the needs of the municipality and sold to Gary John Shaw and Susan Dianne Shaw for \$1.00 plus conveyance costs;
 3. AND THAT public notice of the proposed sale be given;
 4. AND THAT a By-law be presented to authorize the sale;
 5. AND THAT the Mayor and Clerk be authorized to execute all necessary documents.

- 4 CS-SS-26-2018 2nd Quarter Insurance Loss Report - 2018
 1. THAT Report CS-SS-26- 2018 2nd Quarter Insurance Loss Report – 2018 be received as information.
- 5 PED-GM-03-2018 Planning and Economic Development 2018 Second Quarter Activity Report
 1. THAT Report PED-GM-03-2018 Planning and Economic Development Department Second Quarter Activity Report be received.
- 6 PW-RO-03-2018 Walpole Salt Storage Facility Roof Replacement
 1. THAT Report PW-RO-03-2018 Walpole Salt Storage Facility Roof Replacement be received;
 2. AND THAT the 2018 Tax Capital Budget and forecast amendment to the Walpole Salt Dome Fabric Replacement Project, as outlined in Report PW-RO-03-2018 be approved.

CARRIED

DEPARTMENTAL STAFF REPORTS (Continued)

1 PUBLIC WORKS BUSINESS

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

1.1 PW-FLE-M01-2018 Emergency Purchase – Water and Wastewater Division

Recommendation 7

Moved By: Councillor Bartlett

Seconded By: Councillor Morison

THAT PW-FLE-M01-2018 Emergency Purchase – Water and Wastewater Division be received as information.

CARRIED

1.2 Other Business

Inquiry Re: School Crossing Markings at Walpole and Monson - Staff will follow up with the crossing guard before placing the markings.

Discussion Re: Jarvis Road Reconstruction Issues.

Discussion Re: Emergency Repairs on Nanticoke Road and County Road 3.

2 JOINT SERVICES BUSINESS

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

2.1 Other Business

None.

PRESENTATIONS AND CONSIDERATION OF RELATED REPORTS

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

1 CS-FI-14-2018 Audited Financial Statements for 2017

1.1 Presentation by Jeff O'Donnell, Millard, Rouse and Rosebrugh LLP Chartered Professional Accountants

M. Merritt provided a summary of 2017 financial performance.

Mr. O'Donnell provided a summary of the audited financial statements.

Recommendation 8

Moved By: Councillor Corbett

Seconded By: Councillor Grice

1. THAT Report CS-FI-14-2018 Audited Financial Statements for 2017 be received;
2. AND THAT the consolidated financial statements, including the Trust Fund Statements, for Haldimand County for 2017, as audited by Millard, Rouse and Rosebrugh LLP, be received and approved.

CARRIED

2 PED-COM-16-2018 Naming Corporate Assets

S. Wilson provided an update on the progress of the Gypsum Mine Trail and the Cayuga Grand Vista.

Recommendation 9

Moved By: Councillor Bartlett

Seconded By: Councillor Morison

1. THAT Report PED-COM-16-2018 Naming Corporate Assets be received;
2. AND THAT the trail from Caledonia to York be named as the "Gypsum Mine Tract";
3. AND THAT the trail in Cayuga be named as the "Cayuga Grand Vista";

4. AND THAT the lookouts on the Cayuga Grand Vista be named as “The Honourable Madame Justice Helen Kinnear Lookout” and “The Honourable Dr. Justice T. David Marshall Lookout”;
5. AND THAT the walking track located in the Fisherville Lions Park be named as the “Tracey Hoskin-Hartwick Memorial Track”.

CARRIED

DEPARTMENTAL STAFF REPORTS (Continued)

1 COMMUNITY SERVICES BUSINESS

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

1.1 CMS-ES-02-2018 2019 Ambulance Response Time Performance Plan

Recommendation 10

Moved By: Councillor Dalimonte

Seconded By: Councillor Morison

1. THAT Report CMS-ES-02-2018 2019 Ambulance Response Time Performance Plan be received;
2. AND THAT Haldimand County adopt the Ambulance Response Time Performance Plan targets for the calendar year 2019 in accordance with the Ambulance Act, Ontario regulation 267/08, amending O. Reg. 257/00 as identified in Attachment 1 of report CMS-ES-02-2018;
3. AND THAT the 2019 Ambulance Response Time Performance Plan, Attachment 1 of Report CMS-ES-02-2018, be submitted to the Ministry of Health and Long-Term Care, Emergency Health Services Director.

CARRIED

1.2 CMS-GL-02-2018 Grandview Lodge Operations Update January to June, 2018

Recommendation 11

Moved By: Councillor Morison

Seconded By: Councillor Corbett

1. THAT Report CMS-GL-02-2018 Grandview Lodge Operations Update January to June 2018 report dated August 7, 2018 be received.

CARRIED

1.3 Other Business

None.

DELEGATIONS AND CONSIDERATION OF RELATED REPORTS

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

- 1 PW-ES-14-2018 Concession 12 Walpole and Sandusk Road No Stopping Zones - Parking Control By-law Amendment

- 1.1 Nicholas O'Brien and Paul Snyder

Mr. O'Brien and Mr. Snyder expressed concerns regarding significant activity at the former Dufferin Quarries and requested that parking restrictions be put in place.

Recommendation 12

Moved By: Councillor Bartlett

Seconded By: Councillor Morison

THAT the correspondence, presentation material and petition from Nicholas O'Brien and Paul Snyder Re: PW-ES-14-2018 be received.

CARRIED

Recommendation 13

Moved By: Councillor Bartlett

Seconded By: Councillor Morison

1. THAT Report PW-ES-14-2018 Concession 12 Walpole and Sandusk Road No Stopping Zones - Parking Control By-law Amendment be received;
2. AND THAT Haldimand County Parking Control By-law 307/02, Schedule "B" No Stopping – Hagersville, be amended as outlined in this report with the distance on Sandusk Road from 790 m north of Concession 12 Walpole.

CARRIED

- 2 Chuck Jansen Re: Update on the Erosion for the Isle Height Area

Mr. Jansen advised that meetings have taken place with the Niagara Peninsula Conservation Authority in the last few months. There is an initial plan for reclaiming some of the land, but it's a costly solution and there is no funding available. He encouraged the County to continue to press for funding and also suggested that taxes on the affected properties not be raised. Staff advised that under the Municipal Act, there is no mechanism available to consider such a request.

Recommendation 14

Moved By: Councillor Morison

Seconded By: Councillor Grice

THAT the correspondence from Chuck Jansen Re: Update on the Erosion for the Isle Height Area dated August 21, 2018 be received as information.

CARRIED

DEPARTMENTAL STAFF REPORTS (Continued)

1 CORPORATE SERVICES BUSINESS

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

1.1 CS-SS-25-2018 Unsolicited Offer from Bluhm - 60 Keith Richardson Parkway, Townsend

This item was deferred for consideration until after the Closed Session portion of the meeting.

1.2 CS-CL-09-2018 Appointment of a Joint Municipal Election Compliance Audit Committee

This item was deferred for consideration until after the Closed Session portion of the meeting.

1.3 CS-CL-10-2018 English Language Public School Board By-election

This item was deferred for consideration until after the Closed Session portion of the meeting.

1.4 Other Business

Update Re: Speed Warning Signs – Council was advised that signs have been set up.

REPORTS FROM SPECIAL PURPOSE COMMITTEES, BOARDS AND COMMISSIONS

1 Minutes of the Police Services Board - May 23, 2018

Recommendation 15

Moved By: Councillor Corbett

Seconded By: Councillor Grice

THAT the Minutes of the Police Services Board dated May 23, 2018 be received as information.

CARRIED

UNFINISHED BUSINESS

None.

NEW BUSINESS

- 1 Motion Re: Speed Limit Reduction on Abbey Road

Recommendation 16

Moved By: Councillor Dalimonte

Seconded By: Councillor Grice

THAT staff be directed to report back to a future Council in Committee meeting on reducing the speed limit from 80 km/h to 60 km/h on Abbey Road from Haldimand Road 54 to approximately 500 metres westerly.

CARRIED

- 2 Motion Re: Installation of an All-Way Stop at Orkney Street East and Nairn Street in Caledonia

Recommendation 17

Moved By: Councillor Grice

Seconded By: Councillor Bartlett

THAT staff be directed to report back to Council in Committee regarding the installation of an all way stop at the intersection of Orkney Street East and Nairn Street in Caledonia.

CARRIED

INQUIRIES, ANNOUNCEMENTS AND CONCERNS OF COUNCILLORS

The following items were highlighted:

- Mayor's Gala financials being finalized with funds to be distributed in mid-September;
- LaFortune Park activity.

CLOSED SESSION

Recommendation 18

Moved By: Councillor Corbett

Seconded By: Councillor Morison

THAT pursuant to Section 239 of the *Municipal Act*, as amended, Council convene in a meeting at 2:18 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-M09-2018 Additional Information Related to Report CS-SS-25-2018 Unsolicited Offer from Bluhm - 60 Keith Richardson Parkway, Townsend

personal matters about an identifiable individual, including municipal or local board employees

- 2 CS-CL-M02-2018 Confidential Addendum to Report CS-CL-09-2018 Appointment of a Joint Municipal Election Compliance Audit Committee

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

- 3 Correspondence from County Solicitor Re: School Board Trustee Election Issue

CARRIED

Recommendation 19

Moved By: Councillor Corbett

Seconded By: Councillor Grice

THAT this closed meeting now adjourn at 2:48 p.m. and reconvene in open session.

CARRIED

Recommendation 20

Moved By: Councillor Morison

Seconded By: Councillor Grice

1. THAT Report CS-SS-25-2018 Unsolicited Offer from Bluhm, 60 Keith Richardson Parkway, Townsend be received;
2. AND THAT Memorandum CS-SS-M09-2018 Additional Information Related to Report CS-SS-25-2018 be received as information and remain confidential;
3. AND THAT, subject to confirmation of the boundaries of the lands to be retained for the municipal water system, the property legally described as PART OF PIN # 50271-0160(LT) being Parcel 10-2, Section D5, Part Unit 10, Plan D-37-5, being Part 2 as identified on Reference Plan 37R-2108 Haldimand County, be declared surplus to the needs of the municipality;
4. AND THAT staff be authorized to proceed with the sale of the subject lands, excluding Parts 1 and 3 as identified on Reference Plan 37R-2108, in accordance with Option #3, as outlined in Memorandum CS-SS-M09-2018;
5. AND THAT public notice of the pending sale be published in the local newspaper;
6. AND THAT the Mayor and Clerk be authorized to execute all necessary documents;
7. AND THAT once a final sale agreement has been reached, a by-law be presented to authorize the sale.

CARRIED

Recommendation 21

Moved By: Councillor Corbett

Seconded By: Councillor Grice

1. THAT Report CS-CL-09-2018 Appointment of a Joint Municipal Election Compliance Audit Committee be received;
2. AND THAT Memorandum CS-CL-M02-2018 Addendum to Report CS-CL-09-2018 Appointment of a Joint Municipal Election Compliance Audit Committee be received and remain confidential;
3. AND THAT the following individuals be appointed as members of the Joint Municipal Election Compliance Audit Committee, serving the City of Brantford, County of Brant, Haldimand County, and Norfolk County for the term December 1, 2018 to November 14, 2022:
 - Brent Claridge
 - Alec Cowan
 - Frank Gelinis
 - Ronald Kaufman
 - Ravinder (Ruby) Toor

CARRIED

Recommendation 22

Moved By: Councillor Morison

Seconded By: Councillor Grice

1. THAT Report CS-CL-10-2018 English Language Public School Board By-election be received;
2. AND THAT the correspondence from the County Solicitor, dated August 21, 2018, re: School Board Trustee Election Issue, be received as information;
3. AND THAT the Mayor and County staff continue to aggressively pursue a resolve to this issue through the Premier of Ontario's Office, the Minister of Municipal Affairs and the local MPP, including a request for funding if a school board related by-election is required;
4. AND THAT, in the absence of the Provincial government's agreement to the acclamation of the two currently eligible candidates for the two English Language Public School Board trustee positions, staff continue to proceed with the planning for a County-wide By-election within the legislated timeframes;
5. AND THAT, in order to conduct this By-election, the 2018 Municipal Election budget be increased by \$48,000, as outlined in Report CS-CL-10-2018, with funding from the Contingency Reserve given that this is not a normal or expected component of the municipal election process;

6. AND THAT a copy of this report be sent to the Premier of Ontario, Minister of Municipal Affairs and MPP Toby Barrett requesting their immediate assistance, including consideration of special funding in the event that this School Board related By-election must proceed.

CARRIED

ADJOURNMENT

Recommendation 23

Moved By: Councillor Bartlett

Seconded By: Councillor Shirton

THAT this meeting is now adjourned at 2:56 p.m.

CARRIED

MAYOR

CLERK