



Haldimand
County

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

Date: March 21, 2023
Time: 9:30 A.M.
Location: Haldimand County Administration Building

COUNCIL PRESENT S. Bentley, Mayor
S. Patterson, Councillor
J. Metcalfe, Councillor
D. Lawrence, Councillor
R. Shirton, Councillor
P. O'Neill, 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. Jamieson, Director, Human Resources
M. Merritt, General Manager, Financial & Data Services
P. Mete, General Manager, Public Works Operations
B. Brown, Senior Economic Development Officer
A. Cull, Supervisor, Planning & Development
A. Earls, Senior Economic Development Officer
S. Skidmore, Senior Planner
S. VanDalen, Manager, Planning & Development
T. Cassidy, Council Services Coordinator
E. Eichenbaum, Manager, Clerks Division / Municipal Clerk

A. CALL TO ORDER

Mayor Bentley called the Council in Committee meeting to order at 9:30 a.m.

B. LAND ACKNOWLEDGEMENT

Councillor Metcalfe read the Land Acknowledgement statement.

C. ROLL CALL

The Mayor and all Members of Council were in attendance.

D. DISCLOSURES OF PECUNIARY INTEREST

None.

E. PUBLIC MEETING FOR PLANNING APPLICATIONS

Councillor Patterson, Chair of Public Meeting for Planning Applications, 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 March 27, 2023 Council meeting.

1 PDD-09-2023 Information Report for an Apartment Building at 40 Cayuga Street, Caledonia

1.1 Correspondence from Caledonia Residents

1.2 Correspondence from Paul LaFleshe

1.3 Correspondence from Eric & Kelly Gonder and Frances Walker

S. Skidmore presented the report.

D. Aston, MHBC Planning, consultant for proponent provided an overview of the application.

Chantal Marszalek lives behind the proposed location and is opposed to the application. Recent construction added to the commute, and this will add to traffic. She intends to appeal the application, if approved.

Kate Snell lives at the property south of the proposed development. She noted that they have raised their family and invested in their property and do not understand how a developer is intending to purchase King William Street and remove their access to their property. Ms. Snell also expressed concerns related to noise, dirt and vandalism during recent construction.

Ron Winegard noted that a 3-storey building would be sufficient, however more parking will be needed. He added that volunteer firefighters will be jeopardized with a building this tall.

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 O'Neill

THAT Report PDD-09-2023 Information Report for an Apartment Building at 40 Cayuga Street, Caledonia be received.

CARRIED

Recommendation 2

Moved By: Councillor Shirton

Seconded By: Councillor Lawrence

THAT the correspondence from the following individuals Re: Report PDD-09-2023, dated March 13, 2023, be received:

- Kate and Jay Snell
- Betty McDonald
- Sandra and Joanne Woods
- Dan and Amanda Myers
- Andrew and Alicia Pyziak
- John and Bev VanMarrum
- Wally and Ruth Zandberg
- David Montgomery and Kate MacDonald
- Colin and Angie McPetrie
- Monica and Brad McPherson
- Adam and Stacey Forestieri
- Zack Myers
- Paul LaFleshe
- Eric and Kelly Gonder
- Frances Walker

CARRIED

2 PDD-05-2023 Haldimand County Zoning By-law HC 1-2020 General Amendments

S. VanDalen 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 3

Moved By: Councillor Metcalfe

Seconded By: Mayor Bentley

1. THAT Report PDD-05-2023 Haldimand County Zoning By-law HC 1-2020 General Update Amendments be received;
2. AND THAT the proposed amendments to the Haldimand County Zoning By-law HC 1-2020 be approved for reasons outlined in Report PDD-05-2023;
3. AND THAT the by-law attached to Report PDD-05-2023 to amend the Haldimand County Zoning By-law HC 1-2020, be presented for enactment;

4. AND THAT the proposed amendments are deemed to be consistent with the Provincial Policy Statement 2020, the Provincial Growth Plan 2020 and other matters of provincial interest.

CARRIED

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

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

None.

G. MOTIONS OF CONSENT

Recommendation 4

Moved By: Councillor O'Neill

Seconded By: Councillor Patterson

THAT the following motions be approved:

- 1 FIN-06-2023 Remuneration and Expenses for Members of Council and Board Appointees for 2022

THAT Report FIN-06-2023 Remuneration and Expenses for Members of Council and Board Appointees for 2022 be received.

- 2 LSS-04-2023 4th Quarter Insurance Activity - 2022

THAT Report LSS-04-2023 4th Quarter Insurance Activity - 2022 be received.

CARRIED

H. DEPARTMENTAL STAFF REPORTS

- 1 COMMUNITY & DEVELOPMENT SERVICES

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

- 1.1 PDD-07-2023 Servicing Allocation – 2022 Year End Update and Recommendations

Recommendation 5

Moved By: Councillor Shirton

Seconded By: Councillor O'Neill

1. THAT Report PDD-07-2023 Servicing Allocation – 2022 Year End Update and Recommendations be received;

2. AND THAT Haldimand County Water and Wastewater Treatment Capacities included as Attachment 1 to Report PDD-07-2023 be accepted as the basis for servicing allocation recommendations;
3. AND THAT these proposals are deemed to be consistent with the Provincial Policy Statement 2020, the Provincial Growth Plan 2020, and other matters of provincial interest;
4. AND THAT the Servicing Allocation proposals recommended in Attachment 2 to Report PDD-07-2023, deemed to conform to the Haldimand County Servicing Allocation Policy and By-law 1073/10, be approved.

CARRIED

1.2 PDD-08-2023 Establishment of a Civic Addressing By-law

Recommendation 6

Moved By: Mayor Bentley

Seconded By: Councillor O'Neill

1. THAT Report PDD-08-2023 Establishment of a Civic Addressing By-law be received;
2. AND THAT the by-law attached to Report PDD-08-2023 be presented for enactment;
3. AND THAT the proposed by-law is deemed to be in compliance with the requirements of the *Municipal Act*.

CARRIED

1.3 CDS-02-2023 Public Consultation Plan – Nanticoke Minister's Zoning Order

Recommendation 7

Moved By: Mayor Bentley

Seconded By: Councillor O'Neill

1. THAT Report CDS-02-2023 Public Consultation Plan – Nanticoke Minister's Zoning Order be received;
2. AND THAT the public consultation process outlined in Report CDS-02-2023 be approved for implementation by staff.

Amendment:

Moved By: Mayor Bentley

Seconded By: Councillor Shirton

THAT the consultation plan be amended by delaying the in-person Committee of the Whole meeting to April 27, 2023.

CARRIED

Amendment:

Moved By: Mayor Bentley

Seconded By: Councillor Patterson

THAT an additional consultation meeting be held in Jarvis.

DEFEATED

Subsequently, the main motion was approved as amended.

1.4 EDT-02-2023 Business Improvement Area Board of Management Appointments

Recommendation 8

Moved By: Councillor Metcalfe

Seconded By: Councillor O'Neill

1. THAT Report EDT-02-2023 Business Improvement Area Board of Management Appointments be received;
2. AND THAT Memorandum EDT-M01-2023 Addendum to Report EDT-02-2023 Business Improvement Area Board of Management Appointments be received as information and remain confidential;
3. AND THAT the following individuals be appointed to the Caledonia Business Improvement Area Board of Management for the Council term ending November 14, 2026, or until their successors are appointed: **Laura Seguin, Heather Hibbs, Janette McIntyre, Steve Hayward, Patti Wilson and Abhi Patel;**
4. AND THAT the following individuals be appointed to the Hagersville Business Improvement Area Board of Management for the Council term ending November 14, 2026 or until their successors are appointed: **Chad Kempt, Rob Phillips, Tim Otterman, John Forsyth, Sandy Forsyth and Lisa Wilkins.**

CARRIED

1.5 EDT-03-2023 Seasonal Sidewalk and On-Street Patio Program Update 2023

Recommendation 9

Moved By: Councillor O'Neill

Seconded By: Councillor Patterson

1. THAT Report EDT-03-2023 Seasonal Sidewalk and On-Street Patio Program Update 2023 be received;
2. AND THAT an extension of the Seasonal Sidewalk and On-Street Patio Program from April 1st – November 30th be approved to align with the new Alcohol and Gaming Commission of Ontario permissions which designate the authority to approve temporary patios for up to eight months in a calendar year to municipalities.

CARRIED

1.6 Other Business

None.

2 PUBLIC WORKS OPERATIONS

Councillor O'Neill, 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 ENG-05-2023 Ward Specific Funding Projects - 2023

Recommendation 10

Moved By: Mayor Bentley

Seconded By: Councillor Patterson

1. THAT Report ENG-05-2023 Ward Specific Funding Projects - 2023 be received;
2. AND THAT the 2023 Tax Supported Capital Budget be amended as outlined in Report ENG-05-2023.

CARRIED

3.2 ENG-06-2023 Budget Amendment – Hagersville and Dunnville Cast Iron Watermain Replacement Project

Recommendation 11

Moved By: Councillor Shirton

Seconded By: Councillor O'Neill

1. THAT Report ENG-06-2023 Budget Amendment – Hagersville and Dunnville Cast Iron Watermain Replacement Project be received;
2. AND THAT the 2023 Tax Supported Capital Budget be amended as outlined in Report ENG-06-2023.

CARRIED

3.3 Other Business

None.

4 FINANCIAL & DATA SERVICES

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

4.1 FIN-05-2023 Application for Assessment & Tax Adjustments as of February 2023

Recommendation 12

Moved By: Councillor Lawrence

Seconded By: Councillor Metcalfe

1. THAT Report FIN-05-2023 Applications for Assessment and Tax Adjustments, as of February 2023, 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 \$35,960.65 as detailed in Attachment 1 to Report FIN-05-2023.

CARRIED

4.2 Other Business

None.

5 CORPORATE & SOCIAL SERVICES

Councillor Shirton, Chair of Corporate & Social Services, remained the Chair for this portion of the meeting.

5.1 CEC-02-2023 Amendments to Hired Vehicle Licensing By-Law

Recommendation 13

Moved By: Councillor O'Neill

Seconded By: Mayor Bentley

1. THAT Report CEC-02-2023 Amendments to Hired Vehicle Licensing By-Law be received;
2. AND THAT the proposed increase to Hired Vehicle Fares (Schedule A) be approved for reasons outlined in Report CEC-02-2023;
3. AND THAT a by-law be presented to amend Schedule A in Hired Vehicle Licensing By-law 2139/20 as outlined in Report CEC-02-2023.
4. AND THAT an amendment to By-law 2322/21 be presented for enactment to delegate authority to the General Manager, Corporate & Social Services in consultation with the Manager, Customer Experience & Communications, to make CPI adjustments to Hired Vehicle fares on an annual basis as outlined in Report CEC-02-2023.

CARRIED

5.2 CEC-03-2023 Amendment to Accessibility Staffing Hours

Recommendation 14

Moved By: Councillor Patterson

Seconded By: Councillor Lawrence

1. THAT Report CEC-03-2023 Amendment to Accessibility Staffing Hours be received;
2. AND THAT the Accessibility Coordinator position be changed from part-time to a temporary full-time position for a two year period;
3. AND THAT the 2023 Tax Supported Capital Budget be amended to include an increase of \$21,220 to fund the first year of additional 0.31 FTE staffing requirements for the Haldimand County website redesign and hosted web provided services project, as outlined in Report CEC-03-2023;
4. AND THAT an additional \$21,220 be included in the 2024 Tax Supported Capital Budget to fund the second year of additional 0.31 FTE Staffing requirements;
5. AND THAT a Council-approved Initiative be included in the 2024 Tax Supported Operating Budget related to this additional staffing, with a levy impact of \$0.

CARRIED

5.3 LSS-05-2023 Insurance Claims in Litigation - 2022

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

5.4 Other Business

None.

6 CORPORATE AFFAIRS

Mayor Bentley, Chair of Corporate Affairs, resumed the Chair for the remainder of the meeting.

6.1 CLE-03-2023 Options to Address Council Vacancy

Recommendation 15

Moved By: Councillor Lawrence

Seconded By: Councillor Metcalfe

1. THAT Report CLE-03-2023 Options to Address Council Vacancy be received;
2. AND THAT a by-law be presented for enactment to authorize a by-election to fill the Ward 4 Councillor vacancy;
3. AND THAT costs related to the administration of the by-election be funded from the Contingency Reserve;
4. AND THAT supplies and services related to the by-election be procured through single-sourcing as allowed through Procurement Policy 2013-02.

CARRIED

6.2 Other Business

None.

J. UNFINISHED BUSINESS

None.

K. NEW BUSINESS

None.

L. REPORTS, INQUIRIES, ANNOUNCEMENTS AND CONCERNS OF COUNCILLORS

None.

M. CLOSED SESSION

Recommendation 16

Moved By: Councillor Shirton

Seconded By: Councillor Patterson

THAT pursuant to Section 239 of the Municipal Act, as amended, Council convene in a meeting at 11:36 a.m. closed to the public, to discuss:

litigation or potential litigation, including matters before administrative tribunals affecting the municipality

- 1 LSS-M02-2023 Additional Information Related to Report LSS-05-2023 Insurance Claims in Litigation – 2022

a proposed or pending acquisition or disposition of land by the municipality or local board

- 2 LSS-M03-2023 Information Regarding Haldimand County's 2023 Vacant Land Values Chart

CARRIED

Recommendation 17

Moved By: Councillor Shirton

Seconded By: Councillor Metcalfe

THAT this closed meeting now adjourn at 11:52 a.m. and reconvene in open session.

CARRIED

N. MOTIONS ARISING FROM CLOSED SESSION

Recommendation 18

Moved By: Councillor O'Neill

Seconded By: Councillor Metcalfe

1. THAT Report LSS-05-2023 Insurance Claims in Litigation - 2022 be received;
2. AND THAT Memorandum LSS-M02-2023 be received and remain confidential.

CARRIED

Recommendation 19

Moved By: Councillor Metcalfe

Seconded By: Councillor O'Neill

THAT Memorandum LSS-M03-2023 Information Regarding Haldimand County's 2023 Vacant Land Values Chart be received and remain confidential.

CARRIED

Recommendation 20

Moved By: Councillor Patterson

Seconded By: Councillor Lawrence

1. THAT Cathy Case be appointed as Interim Chief Administrative Officer for Haldimand County as of June 1, 2023;
2. AND THAT, subject to an acceptable performance assessment by Council and an employment agreement being finalized, Cathy Case be appointed as Chief Administrative Officer as of October 1, 2023;
3. AND THAT, as required, Cathy Case be authorized to appoint a General Manager to act in her place during any absences.

CARRIED

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

- 1 Annual BIA Presentations
 - 1.1 Kathy Marshall, Caledonia BIA
 - 1.2 Mary Ann Anderson, Dunnville BIA
 - 1.3 Rob Phillips, Hagersville BIA

B. Brown introduced BIAs.

Ms. Marshall, Ms. Anderson and Mr. Phillips were in attendance and each presented the annual report for the respective BIAs.

Recommendation 21

Moved By: Councillor Lawrence

Seconded By: Councillor Metcalfe

THAT the annual presentations from the Caledonia, Dunnville and Hagersville BIAs be received.

CARRIED

O. ADJOURNMENT

Recommendation 22

Moved By: Councillor Shirton

Seconded By: Councillor Metcalfe

THAT this meeting is now adjourned at 1:26 p.m.

CARRIED

MAYOR

CLERK