



Haldimand
County

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

Date: May 23, 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. Case, Acting Chief Administrative Officer
M. Evers, General Manager, Community & Development Services
T. Haedrich, General Manager, Engineering & Capital Works
M. Jamieson, General Manager, Corporate & Social Services
M. Merritt, General Manager, Financial & Data Services
P. Mete, General Manager, Public Works Operations
D. Pressey, Director, Roads Operations
J. Gallagher, Manager, Emergency Services/Fire Chief
B. Grice, Accessibility Coordinator
B. Hedges, Manager, Environmental Operations
M. Lloyd, Property Coordinator
S. VanDalen, Manager, Planning & Development
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 Shirton 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

None.

F. MOTIONS OF CONSENT

Recommendation 1

Moved By: Councillor Shirton

Seconded By: Councillor O'Neill

THAT the following motions be approved:

1 CLE-06-2023 Integrity Commissioner Annual Report

THAT Report CLE-06-2023 Integrity Commissioner Annual Report be received.

2 ENG-10-2023 No Parking Zones – Wheeler Road near Selkirk Provincial Park

1. THAT Report ENG-10-2023 No Parking Zones - Wheeler Road near Selkirk Provincial Park be received;
2. AND THAT Haldimand County Parking Control By-law 307/02, Schedule “C” No Parking – Walpole be amended as outlined in Report ENG-10-2023.

3 ENG-11-2023 Speed Limit Reduction – Sims Lock Road

1. THAT Report ENG-11-2023 Speed Limit Reduction – Sims Lock Road be received;
2. AND THAT the Rate of Speed By-law be amended to create the 30 km/h speed limit zone on Sims Lock Road and Abbey Road as follows:

Street	From	To	Speed Limit
Sims Lock Road	Haldimand Road 54	Haldimand Road 54	30 km/h
Abbey Road	Haldimand Road 54	Sims Lock Road	30 km/h

4 ENV-02-2023 Annual Wastewater Report

THAT Report ENV-02-2023 Annual Wastewater Report be received.

- 5 FIN-10-2023 Development Charges Reserve Funds Treasurer's Annual Statement for 2022
1. THAT Report FIN-10-2023 Development Charges Reserve Funds Treasurer's Annual Statement for 2022 be received;
2. AND THAT the Treasurer's Annual Statement of Development Charges Reserve Funds for 2022 be made publicly available on the Haldimand County website.
- 6 FIN-M01-2023 Haldimand County Credit Rating Update
- THAT Memorandum FIN-M01-2023 Haldimand County Credit Rating Update be received.
- 7 FLE-M01-2023 Unscheduled Replacement Purchase of Damaged Roads Operations Vehicle
- THAT Memorandum FLE-M01-2023 Unscheduled Replacement Purchase of Damaged Roads Operations Vehicle be received.
- 8 LSS-12-2023 1st Quarter Insurance Activity - 2023
- THAT Report LSS-12-2023 1st Quarter Insurance Activity – 2023 be received.

CARRIED

G. 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-15-2023 Information Report Relating to Proposed Planning Legislation Changes
- Recommendation 2**
- Moved By: Councillor O'Neill
- Seconded By: Councillor Metcalfe
1. THAT Report PDD-15-2023 Information Report Relating to Proposed Planning Legislation Changes be received;
2. AND THAT Planning and Development staff be directed to submit Report PDD-15-2023 as the County's comments to the Province's Environmental Registry through posting #019-6813.

CARRIED

1.2 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 ENV-04-2023 Curbside Collection Bid Results

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

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

H. CLOSED SESSION

Recommendation 3

Moved By: Councillor Patterson

Seconded By: Councillor Metcalfe

THAT pursuant to Section 239 of the Municipal Act, as amended, Council convene in a meeting at 10:21 a.m. closed to the public, to discuss:

a trade secret or scientific, technical, commercial, financial or labour relations information supplied in confidence to the municipality or local board, which if disclosed, could reasonably be expected to prejudice significantly the competitive position or interfere significantly with the contractual or other negotiations of a person, group of persons, or organization

- 1 ENV-M01-2023 Addendum to Report ENV-04-2023 Curbside Collection Bid Results

CARRIED

Recommendation 4

Moved By: Councillor Shirton

Seconded By: Councillor Metcalfe

THAT this closed meeting now adjourn at 10:50 a.m. and reconvene in open session.

CARRIED

I. MOTIONS ARISING FROM CLOSED SESSION

None.

J. DEPARTMENTAL STAFF REPORTS (CONTINUED)

2 PUBLIC WORKS OPERATIONS (CONTINUED)

Councillor O'Neill, Chair of Public Works Operations, resumed the Chair for this portion of the meeting

2.1 ENV-04-2023 Curbside Collection Bid Results

Recommendation 5

Moved By: Councillor Patterson

Seconded By: Councillor Shirton

1. THAT Report ENV-04-2023 Curbside Collection Bid Results be received;
2. AND THAT Memorandum ENV-M01-2023 Addendum to Report ENV-04-2023 Curbside Collection Bid Results be received and remain confidential;
3. AND THAT staff be directed to conduct a service delivery review of the Solid Waste program to identify best practices and potential initiatives that would assist in offsetting costs of the curbside collection contract;
4. AND THAT staff bring back the results of this review, along with applicable recommendations, prior to the 2024 Tax Supported Operating Budget for Council's consideration;
5. AND THAT RFP ENV-04-2023 Curbside Services of Garbage and the Collection and Processing of Leaf and Yard Waste be awarded to Norfolk Disposal.

CARRIED

2.2 Other Business

None.

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

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

1 HRD-05-2023 Employee Benefit Plan Renewals

1.1 Chris Newns, Principal, People Corporation

Recommendation 6

Moved By: Councillor O'Neill

Seconded By: Councillor Metcalfe

1. THAT Report HRD-05-2023 Employee Benefit Plan Renewals be received;
2. AND THAT Sun Life's monthly employee benefit plan renewal premium rates plus applicable taxes as outlined in Report HRD-05-2023 be approved effective July 1, 2023.

CARRIED

- 2 CDS-03-2023 Community and Development Services 2022 Annual Summary

Recommendation 7

Moved By: Councillor Shirton

Seconded By: Councillor O'Neill

THAT Report CDS-03-2023 Community and Development Services 2022 Annual Summary be received.

CARRIED

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

- 1 Motion Re: Reconfirming the request that Municipal Affairs and Housing issue a Ministerial Zoning Order for lands in the Nanticoke area (Notice submitted by Councillor Shirton at the May 8, 2023 Council meeting)
 - 1.1 James Kaspersetz Re: Recommended buffer zones around heavy industry

J. Kaspersetz spoke to the Nanticoke industrial area three-mile buffer zone, noting that it was established in 1972 based on research conducted at the time and was intended to attract industry to the area. To illustrate how air emissions are assessed today, he provided a sample model based on 2020 Stelco data that indicated that compliance is achieved at 1000 metres inside the Stelco property.
 - 1.2 Marie Trainer Re: Lack of public transportation and current vacancy in ward 4

M. Trainer spoke to the concern about voting on the MZO prior to the Ward 4 by-election and recommended that the motion be deferred until there is a full council in place. The other issue relates to how increased traffic could make going to the new Active Living Centre more dangerous for children.

1.3 Trevor Harris, VP Corporate Affairs, Stelco Re: Legal ownership of affected lands and timing of draft motion

T. Harris noted that ownership of the lands is still subject to a court proceeding and recently, court indicated that Stelco may negotiate for purchase of the subject lands. Mr. Harris recommended deferring a decision on the matter and having staff report back on what was heard through the consultations. He also supported a deferral until there is a Ward 4 Councillor in place.

Deputy Mayor Metcalfe assumed the Chair for this portion of the meeting.

Recommendation 8

Moved By: Councillor O'Neill

Seconded By: Councillor Shirton

THAT the March 7, 2022 Haldimand County adoption of the resolution requesting that the Minister of Municipal Affairs and Housing issue a Ministerial Zoning Order, as submitted by the County to the province on March 8, 2022, for the development of employment, commercial, institutional and residential uses on lands in the Nanticoke area, be reconfirmed.

Deferral:

Moved By: Mayor Bentley

Seconded By: Councillor Metcalfe

THAT consideration of the MZO motion be deferred until after the Ward 4 by-election.

DEFEATED

Subsequently, the main motion was carried.

M. DEPARTMENTAL STAFF REPORTS (CONTINUED)

3 ENGINEERING & CAPITAL WORKS

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

3.1 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-09-2023 Municipal Drain Billing

Recommendation 9

Moved By: Councillor Metcalfe

Seconded By: Councillor Patterson

1. THAT Report FIN-09-2023 Municipal Drain Billing be received;
2. AND THAT Schedule 1 of By-law 2390/22 for maintenance charges for the McNichol Drain, be repealed;
3. AND THAT Schedule 30 of By-law 2390/22 for maintenance charges for the Little Marsh Drain, be deleted and replaced with the amended Schedule 30, attached to Report FIN-09-2023;
4. AND THAT Schedule 1 of By-law 2389/22 for the construction expenditures on the Little Marsh Drain, be deleted and replaced with the amended Schedule 1, attached to Report FIN-09-2023;
5. AND THAT the unbilled amounts related to the municipal drains identified in Report FIN-09-2023, totaling \$48,280.09, be written off as uncollectible, for the reasons outlined in the report, with this one-time expense funded by the Contingency Reserve effective for the 2022 fiscal year.

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-06-2023 Amendment to 2009-02 Accessible Customer Service Policy

Recommendation 10

Moved By: Councillor Metcalfe

Seconded By: Councillor O'Neill

1. THAT Report CEC-06-2023 Amendment to 2009-02 Accessible Customer Service Policy be received;
2. AND THAT Policy 2009-02 Accessible Customer Service be amended with changes reflected in Attachment 1 to report CEC-06-2023.

CARRIED

5.2 LSS-08-2023 Unsolicited Offer to Purchase Property - Part of the Closed Road - Brant Street East, Cayuga

Recommendation 11

Moved By: Councillor Patterson

Seconded By: Councillor Lawrence

1. THAT Report LSS-08-2023 Unsolicited Offer to Purchase Property - Part of the Closed Road - Brant Street East, Cayuga be received;
2. AND THAT the surplus property formally known as part of Brant Street East Cayuga, which was previously stopped up and closed by By-Law 242, reconfirmed through By-law 1305/12, shown in yellow on Attachment 1 to Report LSS-08-2023, and legally described as PIN 38230-0084(LT) Brant Street Village of Cayuga East of the Grand River (AKA Brant Street East) between Fishcarrier Street and Johnson Street, Haldimand County, be sold to the abutting land owner, the Applicant, for the purchase price of \$12,600, plus HST plus costs of conveyance inclusive of Haldimand County's legal fees;
3. AND THAT public notice of the proposed conveyance be given;
4. AND THAT a by-law be passed to authorize the conveyance;
5. AND THAT the Mayor and Clerk be authorized to execute all necessary documents.

CARRIED

5.3 LSS-10-2023 Road Closure – Part of County Road 9, York

Recommendation 12

Moved By: Councillor O'Neill

Seconded By: Councillor Lawrence

1. THAT Report LSS-10-2023 Road Closure – Part of County Road 9, York be received;
2. AND THAT the subject road allowance, as shown in yellow on Attachment #1 to Report LSS-10-2023 and legally described as Part of PIN 38174-0171 (LT), Firstly: Part Tiffany Block (Block B) Oneida; Part Robert Anderson Block Oneida; Part Lot 57 Concession 5 & 6 Oneida as in HC59804 & HC222302 Except Mineral Rights Only in HC226640; Secondly Part Tiffany Block (Block B) Oneida as in HC33647 (Schedule A & B), Part Tiffany Block (Block B) Forced Road being County Road 9 Between Grand River & River Road; Haldimand County, be stopped up and closed;

3. AND THAT public notice of the proposed closure be given;
4. AND THAT a by-law be passed to authorize the closure;
5. AND THAT the Mayor and Clerk be authorized to execute all necessary documents.

CARRIED

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 Other Business

None.

N. UNFINISHED BUSINESS

None.

O. NEW BUSINESS

- 1 Motion Re: Including the recognition of the death of prominent Haldimand County residents into the Flag Protocol Policy 2004-05 (Notice submitted by Councillor Patterson at the May 8, 2023 Council meeting),

Recommendation 13

Moved By: Councillor Metcalfe

Seconded By: Councillor Lawrence

THAT staff be directed to report back on options for including the recognition of the death of prominent Haldimand County residents into the Flag Protocol Policy 2004-05.

CARRIED

- 2 Motion Re: Updating and harmonizing the by-laws relating to the care and use of all municipal roads in Haldimand County (Notice submitted by Councillor Patterson at the May 8, 2023 Council meeting)

Recommendation 14

Moved By: Councillor Patterson

Seconded By: Councillor Shirton

THAT staff be directed to develop an updated and harmonized by-law relating to the care and use of all municipal roads in Haldimand County.

CARRIED

- 3 Support Motion Re: Bridge dedication for OPP Constable Grzegorz Pierzchala in accordance with the Highway Memorial for Fallen Police Officer Act, 2002

Recommendation 15

Moved By: Councillor Metcalfe

Seconded By: Councillor Shirton

1. THAT Haldimand County Council supports the posthumous recognition of OPP Constable Grzegorz Pierzchala by naming the Cayuga Bridge in his honour, in accordance with the Ministry of Transportation policy and the Highway Memorials for Fallen Police Officers Act, 2002;
2. AND THAT staff be directed to proceed with the MTO process of having a bridge dedicated to a fallen police officer.

CARRIED

P. REPORTS, INQUIRIES, ANNOUNCEMENTS AND CONCERNS OF COUNCILLORS

None.

Q. ADJOURNMENT

Recommendation 16

Moved By: Councillor Shirton

Seconded By: Councillor Lawrence

THAT this meeting is now adjourned at 2:36 p.m.

CARRIED

MAYOR

CLERK