



Haldimand
County

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

Date: October 10, 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
M. Trainer, Councillor
R. Shirton, Councillor
P. O'Neill, Councillor

STAFF PRESENT C. Case, 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
J. Easson, Senior Economic Development Officer
L. Friesen, Manager, Legal & Support Services
B. Hedges, Manager, Environmental Operations
M. Lloyd, Property Coordinator
N. McKinnon, Supervisor, Environmental Operations
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 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 October 16, 2023 Council meeting.

1 PDD-19-2023 Zoning By-law Amendment to Permit a Secondary Suite on a Private Road - Moon

S. VanDalen presented the report.

D. MacPherson, agent for proponent, spoke to the only impediment being that the property is located on a private road. He noted that EMS had indicated that they have no issue with access to the property. He noted that the application is congruent with provincial policy and Nanticoke Valley Road is a paved, straight road with a large hammerhead at the end of it, so the creation of one additional residential unit would be of no significance. He also stated that as no excavation is planned, there should be no need for an archaeological study.

R. Wightman, owner of the private road, does not have a concern with the building itself and supports it. His only concern relates to access to the water and it seems that access will be cut off based on the proposed plan.

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 Trainer

THAT consideration of the application noted in Report PDD-19-2023 be deferred to the October 16, 2023 Council meeting in order to have further discussions with the applicant on the matter.

CARRIED

F. MOTIONS OF CONSENT

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

Recommendation 2

Moved By: Councillor Metcalfe

Seconded By: Councillor Lawrence

THAT the following motions be approved:

- 1 ENG-20-2023 Amendment to Stop Control By-law - Springvale
 1. THAT Report ENG-20-2023 Amendment to Stop Control By-law - Springvale be received;
 2. AND THAT Haldimand County Stop Control By-law 2385/22 Schedule "A" Stop Location be amended as outlined in Report ENG-20-2023.
- 2 LSS-20-2023 Purchasing Activity January to June 2023

THAT Report LSS-20-2023 Purchasing Activity January to June 2023 be received.
- 3 PDD-M02-2023 Archaeological Management Plan Update

THAT Memorandum PDD-M02-2023 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-20-2023 Removal of Holding By-law for 555 Diltz Road, Moulton

Recommendation 3

Moved By: Councillor Shirton

Seconded By: Councillor O'Neill

1. THAT Report PDD-20-2023 Removal of Holding By-law for 555 Diltz Road, Moulton be received;
2. AND THAT the request to remove a 'Holding – "H"' provision from the zoning of the subject lands be approved for reasons outlined in Report PDD-20-2023;
3. AND THAT the removal of Holding By-law attached to report PDD-20-2023 be presented for enactment;

4. AND THAT the proposal shall be considered consistent with the Provincial Policy Statement 2020, Provincial Growth Plan and other matters of provincial interest.

CARRIED

1.2 CDS-07-2023 Physician Recruitment Strategy Options

Recommendation 4

Moved By: Councillor Shirton

Seconded By: Councillor Metcalfe

1. THAT THAT Report CDS-07-2023 Physician Recruitment Strategy Options be received;
2. AND THAT staff be directed to proceed with Option 1b as described in Report CDS-07-2023 with an update provided to Council before year-end, and alternatively Option1a in the case that Option1b is not deemed to be feasible;
3. AND THAT a detailed budget be developed in relation to the chosen option for consideration as part of the 2024 Tax-supported Operating Budget.

CARRIED

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

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

- 1 Melissa McCallum, Executive Director, Greater Hamilton Health Network and Sharon Moore, President and CEO, Haldimand War Memorial Hospital Re: Greater Hamilton Health Network

M. McCallum and S. Moore provided an overview of the Ontario Health Teams and how the framework relates to Haldimand County. In 2019, the Hamilton Health Team was formed and in 2021 Haldimand and a portion Niagara were added to form the GHHN. It was noted that Haldimand County is integrated and active within the GHHN working groups and board representation.

Recommendation 5

Moved By: Councillor Lawrence

Seconded By: Councillor Trainer

THAT the presentation material from Melissa McCallum, Executive Director, Greater Hamilton Health Network and Sharon Moore, President and CEO, Haldimand War Memorial Hospital Re: Greater Hamilton Health Network, be received.

CARRIED

2 ENV-06-2023 Blue Box Program Transition Update

B. Hedges and N. McKinnon presented some of the upcoming changes to waste management.

Recommendation 6

Moved By: Councillor Shirton

Seconded By: Councillor Lawrence

1. THAT Report ENV-06-2023 Blue Box Program Transition Update be received;
2. AND THAT curbside collection of blue box materials from non-eligible sources not be offered from January 1, 2024 through December 31, 2025;
3. AND THAT the Collection of Blue Box Materials Letter of Understanding be sent to the Producer Responsible Organization;
4. AND THAT the General Manager, Public Works Operations be authorized to execute the Agreement for Eligible Community Promotion and Education (no collection services) with CMO;
5. AND THAT the General Manager, Public Works Operations be authorized to execute the Eligible Community Depot Operations Agreement with CMO;
6. AND THAT the revenues and costs associated with these recommendations be included as a Council-Approved Initiative in the 2024 Tax-Supported Operating Budget.

CARRIED

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

1 FIN-16-2023 Hydro Legacy Fund Policy Review (Public Meeting)

M. Merritt provided an overview of the proposed changes to the policy.

There being no one present to speak to the matter, deliberations concluded with the introduction of the following recommendation.

Recommendation 7

Moved By: Councillor Lawrence

Seconded By: Councillor Metcalfe

1. THAT Report FIN-16-2023 Hydro Legacy Fund Policy Review be received;
2. AND THAT going forward, the litigation allowance included in the Hydro Legacy Fund be rolled into the principal protected balance, with any future litigation to be drawn from this balance;
3. AND THAT the principal balance of the fund be indexed annually by the Statistics Canada Consumer Price Index by Product Group, monthly (February), percentage change, not seasonally adjusted, Canada, Ontario, All-Items, to a maximum of 2%;
4. AND THAT indexing of the principal balance be applied retroactively to all years since the inception of the Hydro Legacy Fund;
5. AND THAT the amended Hydro Legacy Fund Policy 2018-01, included as Attachment 1 to Report FIN-16-2023, be approved.

CARRIED

- 2 Ralph DeBoer, Owner, Rosa Flora Ltd. Re: Long-Term Reliability Project with the Independent Electricity System Operator

R. DeBoer spoke to the management of energy as being a significant aspect of their business. They are able to participate in a long term reliability project with the IESO and are looking for municipal support for the initiative.

Recommendation 8

Moved By: Councillor Metcalfe

Seconded By: Councillor Shirton

WHEREAS the Proponent is proposing to construct and operate a Long-Term Reliability Project, as defined and with the characteristics outlined in the table below, under the Long-Term Request for Proposals ("LT1 RFP") issued by the Independent Electricity System Operator ("IESO"):

Unique Project ID of the Long-Term Reliability Project:	LT1-X16-1-1
Name of the Long-Term Reliability Project:	RFGL Cogeneration – X16
Legal Name of Proponent:	Rosa Flora Growers Limited
Technology of the Long-Term Reliability Project:	Natural gas cogeneration engines with heat recovery
Maximum Contract Capacity of the Long-Term Reliability Project (in MW):	8.5 MW
Property Identification Number (PIN), or if PIN is not available, municipal address or legal description of the portion of the Project Site that is located on lands subject to the authority of one or more Municipalities:	328 Comfort Road, Dunnville, ON MOULTON CON 2 FROM CANBOROUGH PT LOTS 12 AND 13 RP 18R4688 PT PARTS 1 AND 2 PIN: 38106 0176

AND WHEREAS pursuant to the LT1 RFP, Proposals that receive the formal support of the local jurisdictional authorities of all the project communities in which the Long-Term Reliability Project is located in the form of a support resolution will be awarded Rated Criteria points for the purpose of ranking the Proposal in relation to other Proposals for a contract under the LT1 RFP,

NOW THEREFORE BE IT RESOLVED THAT the Council of the Corporation of Haldimand County supports the development, construction and operation of the Long-Term Reliability Project on the Municipal Lands;

AND THAT this resolution's sole purpose is to enable the Proponent to receive Rated Criteria Points under LT1 RFP or to satisfy its obligations under any awarded LT1 Contract and may not be used for the purpose of any other form of approval in relation to the Proposal or Long-Term Reliability Project or for any other purpose. Rated Criteria points will be used to rank the Proponent's Proposal in relation to other Proposals received by the IESO under the LT1 RFP.

CARRIED

Recommendation 9

Moved By: Councillor Patterson

Seconded By: Councillor O'Neill

THAT the correspondence and presentation material from Ralph DeBoer, Rosa Flora Ltd. Re: Long-Term Reliability Project with the Independent Electricity System Operator, dated October 4, 2023, be received.

CARRIED

J. DEPARTMENTAL STAFF REPORTS (CONTINUED)

1 COMMUNITY & DEVELOPMENT SERVICES (CONTINUED)

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

1.3 CDS-08-2023 Conservation Authority Category 2 Service Agreements

Recommendation 10

Moved By: Councillor Metcalfe

Seconded By: Mayor Bentley

1. THAT Report CDS-08-2023 Conservation Authority Category 2 Service Agreements be received;
2. AND THAT the Memorandum of Understanding between the Grand River Conservation Authority and the County be executed by the General Manager, Community & Development Services;
3. AND THAT the Agreement for Services between the Niagara Peninsula Conservation Authority and the County be executed by the General Manager, Community & Development Services;
4. AND THAT any funding approvals for Category 2 services be considered in connection with review of the conservation authority municipal levy as part of the annual review of the Tax-Supported Operating Budget.

CARRIED

1.4 CDS-09-2023 Municipal Response to Housing Affordability Task Force Recommendations

Recommendation 11

Moved By: Councillor O'Neill

Seconded By: Councillor Trainer

1. THAT Report CDS-09-2023 Municipal Response to Housing Affordability Task Force Recommendations be received;

2. AND THAT the chart included as Attachment 2 to Report CDS-09-2023 be approved as the County's response to the request of the Minister of Municipal Affairs and Housing.

CARRIED

1.5 EDT-10-2023 Downtown Area Community Improvement Plan Application
– 310 Queen Street, Dunnville

Recommendation 12

Moved By: Councillor O'Neill

Seconded By: Councillor Shirton

1. THAT Report EDT-10-2023 Downtown Area Community Improvement Plan Application – 310 Queen Street, Dunnville be received;
2. AND THAT the project as outlined in Report EDT-10-2023 Downtown Area Community Improvement Plan Application – 310 Queen Street, Dunnville, be approved for a grant to be funded from the Community Improvement Plan Reserve to a maximum of \$6,329;
3. AND THAT the Mayor and Clerk be authorized to execute the Downtown Areas Community Improvement Plan Financial Incentive Program Agreement with the respective property owner.

CARRIED

1.6 Other Business

None.

2 PUBLIC WORKS OPERATIONS

Councillor Trainer, 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. Other Business

None.

4 FINANCIAL & DATA SERVICES

Councillor O'Neill, Chair of Financial & Data Services, assumed the Chair for this portion of the meeting.

4.1 FDS-02-2023 Local Service Policy

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

4.2 FIN-17-2023 User Fees and Charges Update for 2024

Recommendation 13

Moved By: Councillor Patterson

Seconded By: Councillor Metcalfe

1. THAT Report FIN-17-2023 User Fees and Charges Update for 2024 be received;
2. AND THAT the proposed User Fees and Service Charges be approved, as outlined in Attachment 4 to Report FIN-17-2023, effective January 1, 2024, unless otherwise stated in the User Fees and Charges By-law;
3. AND THAT the User Fees and Charges By-law be presented for enactment.

CARRIED

4.3 Other Business

None.

5 CORPORATE & SOCIAL SERVICES

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

5.1 LSS-16-2023 Unsolicited Offer to Purchase Property - Part of the Closed Road - Diltz Station Road, Dunnville

Recommendation 14

Moved By: Councillor Metcalfe

Seconded By: Councillor O'Neill

1. THAT Report LSS-16-2023 Unsolicited Offer to Purchase Property - Part of the Closed Road - Diltz Station Road, Dunnville be received;

2. AND THAT the surplus property formally known as part of Diltz Station Road Dunnville, which was previously stopped up and closed by By-law 22-82, and legally described as Part of PIN 38105-0214 (LT) Road Allowance Between Lot 15 and 16 Second Concession From Canborough Moulton; Road Allowance Lying to the North of Lot 15 Concession 2 from Canborough, Lot 7 Concession 3 & Concession 4 from Canborough and Lot 9 Concession Gore A Moulton Closed By HC142691, Lying Between Road Allowance Between Concession 1 from Canborough and Concession 2 from Canborough and Second Range from Grand River Moulton & Road Allowance Between Second And Third Concession from Canborough Moulton (Aka Hutchinson Road, Diltz Station Road); Haldimand County be sold to the abutting land owner, Mary Jane Van Kuren, for the purchase price of \$7,250, plus HST, plus costs of conveyance inclusive of Haldimand County's legal fees, conditional upon easements being registered in favour of Bell Canada to protect existing aerial cable and in favour of Enbridge gas main infrastructure, if deemed necessary as determined upon the completion of locates;
3. AND THAT public notice of the proposed conveyance be given;
4. AND THAT a by-law be presented for enactment to authorize the conveyance;
5. AND THAT the Mayor and Clerk be authorized to execute all necessary documents.

CARRIED

5.2 Other Business

None.

6 CORPORATE AFFAIRS

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

6.1 CAO-02-2023 Western Ontario Wardens' Caucus Membership

Recommendation 15

Moved By: Councillor Shirton

Seconded By: Councillor Lawrence

1. THAT Report CAO-02-2023 Western Ontario Wardens' Caucus Membership be received;
2. AND THAT a membership with the Western Ontario Wardens' Caucus not be pursued for the reasons outlined in Report CAO-02-2023.

CARRIED

6.2 CLE-11-2023 Procedure By-Law Update

Recommendation 16

Moved By: Councillor Patterson

Seconded By: Councillor O'Neill

1. THAT Report CLE-11-2023 Procedure By-law Update be received;
2. AND THAT a revised Procedure By-law, included as Attachment 1 to Report CLE-11-2023, be presented for enactment.

CARRIED

6.3 CLE-12-2023 Youth Advisory Committee Appointments

Recommendation 17

Moved By: Councillor Shirton

Seconded By: Councillor Trainer

1. THAT Report CLE-12-2023 Youth Advisory Committee Appointments be received;
2. AND THAT Memorandum CLE-M06-2023 Addendum to Report CLE-12-2023 Youth Advisory Committee Applications be received and remain confidential;
3. AND THAT Noella Michaud, Hayley Mattice and Travis Phibbs be appointed to the Haldimand County Youth Advisory Committee for the term ending November 14, 2026.

CARRIED

6.4 Other Business

None.

K. UNFINISHED BUSINESS

1 CDS-M02-2023 Survey of Municipalities - Housing Target

Recommendation 18

Moved By: Councillor Shirton

Seconded By: Councillor Trainer

THAT Memorandum CDS-M02-2023 Survey of Municipalities - Housing Target be received.

CARRIED

L. NEW BUSINESS

None.

M. REPORTS, INQUIRIES, ANNOUNCEMENTS AND CONCERNS OF COUNCILLORS

1 Minutes of the Police Services Board - May 25, 2023

2 Minutes of the Police Services Board - July 5, 2023

Recommendation 19

Moved By: Councillor O'Neill

Seconded By: Councillor Metcalfe

THAT the minutes of the May 25, 2023 and July 5, 2023 Police Services Board meetings be received.

CARRIED

N. CLOSED SESSION

Recommendation 20

Moved By: Councillor Patterson

Seconded By: Councillor Lawrence

THAT pursuant to Section 239 of the Municipal Act, as amended, Council convene in a meeting at 2:23 p.m. closed to the public, to discuss:

labour relations or employee negotiations

1 HRD-06-2023 Ontario Nurses Association (ONA) Bargaining Parameters

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

2 Legal Opinion Regarding Report FDS-02-2023 Local Service Policy

CARRIED

Councillor Patterson left at 2:23 p.m. for the remainder of the meeting.

Recommendation 21

Moved By: Councillor O'Neill

Seconded By: Councillor Trainer

THAT this closed meeting now adjourn at 2:46 p.m. and reconvene in open session.

CARRIED

O. DEPARTMENTAL STAFF REPORTS (CONTINUED)

Councillor O'Neill, Chair of Financial & Data Services, resumed the Chair for this portion of the meeting.

4.1 FDS-02-2023 Local Service Policy (Continued)

Recommendation 22

Moved By: Mayor Bentley

Seconded By: Councillor Metcalfe

1. THAT Report FDS-02-2023 Local Service Policy be received;
2. AND THAT the legal opinion regarding Report FDS-02-2023 and included as part of the closed session agenda, be received and remain confidential;
3. AND THAT the County commit to enacting a Capital Recovery by-law to facilitate the best efforts recovery of the developer's cost of local services from benefitting lands as they are developed;
4. AND THAT the County commit to prepare and market the lands currently owned by the County that benefit from these services, to expedite the recovery of the proportionate share of costs.

CARRIED

P. MOTIONS ARISING FROM CLOSED SESSION

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

Recommendation 23

Moved By: Councillor O'Neill

Seconded By: Councillor Trainer

1. THAT Report HRD-06-2023 Ontario Nurses Association (ONA) Collective Agreement Negotiation Parameters be received and remain confidential;
2. AND THAT staff be directed to negotiate the renewal of the Ontario Nurses Association Collective Agreement in accordance with the parameters outlined in Report HRD-06-2023.

CARRIED

Q. ADJOURNMENT

Recommendation 24

Moved By: Councillor Shirton

Seconded By: Councillor O'Neill

THAT this meeting is now adjourned at 3:00 p.m.

CARRIED

MAYOR

CLERK