

**THE CORPORATION OF THE
TOWNSHIP OF WELLINGTON NORTH**

REGULAR MEETING OF COUNCIL

Monday, July 15, 2013

Following Public Meeting 7:37 p.m.

Members Present:

**Mayor: Raymond Tout
Councillors: Sherry Burke
Mark Goetz
Andy Lennox
Dan Yake**

Also Present:

**Acting CAO/Treasurer: Michael Givens
Deputy Clerk: Catherine More
Executive Assistant: Cathy Conrad
Director of Recreation Parks & Facilities: Barry Lavers
Business Economic Manager: Dale Small**

The meeting was held in the Municipal Office Council Chambers, Kenilworth.

A. **CALLING THE MEETING TO ORDER**

Mayor Tout called the meeting to order.

B. **O' CANADA**

C. **PASSING AND ACCEPTANCE OF AGENDA**

**Moved by: Councillor Yake
Seconded by: Councillor Lennox**

THAT the Agenda for the July 15, 2013 Regular Meeting of Council be accepted and passed with a revision to:

BY-LAWS

1. *55-13 Being a by-law to amend Zoning By-law Number 66-01 being the Zoning By-law for the Township of Wellington North (Part Lot 22, Concession A, 7595 Highway 6- Fluney)*

and the addition of:

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C. **PASSING AND ACCEPTANCE OF AGENDA** (continued)

BY-LAWS

6. 59-13 *Being a by-law to authorize the execution of a Site Plan Agreement (Part Lot 1, Concession 2, geographic Township of West Luther – 1438352 Ontario Inc. – Ivan Armstrong)*

Resolution Number: 1

Carried

D. **DECLARATION OF PECUNIARY INTEREST AND GENERAL NATURE
THEREOF**

None.

E. **MINUTES**

1. Public Meeting – Development Charge, June 14, 2013
2. Public Meeting, June 17, 2013
3. Regular Meeting of Council, June 17, 2013
4. Special Council Meeting, June 26, 2013

Moved by: Councillor Yake

Seconded by: Councillor Lennox

THAT the minutes of the Public Meeting held on June 14, 2013, the Public Meeting and the Regular Meeting of Council held on June 17, 2013 and the Special Council Meeting held on June 26, 2013 be adopted as circulated.

Resolution Number: 2

Carried

F. **BUSINESS ARISING FROM MINUTES**

None

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G. DELEGATIONS, DEPUTATIONS, PETITIONS, PRESENTATIONS

1. Carolyn O'Donnell, Business Retention and Expansion Project Coordinator, County of Wellington
Dale Small, Business Economic Manager, Township of Wellington North
Re: County-wide Business Retention and Expansion Project

Mr. Small explained that similar presentations will be made over the next month to all municipalities in Wellington County. He provided an overview of Wellington North strategy and programs that focus on seven main areas of activity, including downtown revitalization; rural revitalization; land development; professional medical recruitment; workforce development recruitment and attraction; tourism, marketing and promotion; and business retention & expansion. There are three programs underway in regards to a Business Retention & Expansion Program. These programs include the Mayor's Breakfast Series; support of business, Community & Visitor's guide; and the county-wide Business Retention & Expansion Project. Wellington County and all seven municipalities partnered in the delivery of the first Wellington County Economic Development Strategic Plan. The county-wide Business Retention & Expansion Program is one of the four short-term priorities. Through funding from the province the County has been able to recruit Carolyn O'Donnell as the overall B.R. & E. Coordinator.

Ms. O'Donnell provided information about the BR+E project. This tool was created by OMAFRA and has been used in several communities. It involves identifying business sectors, selecting businesses and conducting in-person interviews. The data will then be reviewed to identify actionable recommendations and roles. The County will provide overall coordination; printing, mailing and final report; retreat with industry leaders; thank you package and end of project celebration. Timing of this project is nine months and is hoped to be completed in March. Key sectors to be interviewed are agriculture, manufacturing, health care and creative economy. Other sectors may be identified by municipalities. Community specific questions will be included with each municipality coordinating their interviews. Wellington North plans to communicate the final results and action plans at Showcase Wellington North 2014 in Arthur on March 24th & 25th.

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G. DELEGATIONS, DEPUTATIONS, PETITIONS, PRESENTATIONS
(continued)

1. Carolyn O'Donnell, Business Retention and Expansion Project Coordinator, County of Wellington
Dale Small, Business Economic Manager, Township of Wellington North
Re: County-wide Business Retention and Expansion Project
(continued)

Mayor Tout thanked Mr. Small and Ms. O'Donnell for their presentation and commented that there is great strength with the municipalities working together.

2. Jens Dam, R.R. 1, Moorefield, Ont., N0G 2K0
Re: Refunds and Reductions on Development Charges

Mr. Dam appeared before Council to request information regarding the return of refunds and reductions on development charges he felt were contrary to lawful schedule of development charge under By-law 52-08 as amended before May 28, 2012.

Mayor Tout thanked Mr. Dam for his presentation. He questioned each Councillor regarding pecuniary interest in this matter. The Councillors did not declare a pecuniary interest. Mayor Tout stated that Mr. Dam is making strong allegations. Many things have been going on during the past three years. This Council is changing things and working to clean up what wasn't happening with the assistance of staff members. Council is not ignoring the development charge issue; but, are waiting to ensure it is handled properly.

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H. STANDING COMMITTEE, STAFF REPORTS, MINUTES AND RECOMMENDATIONS

1. Wellington North Fire Service
 - Arthur Station
 - June 2013 Report
 - June 2013 Fire Prevention Officer's Report
 - Mount Forest Station
 - June 2013 Report
 - June 2013 Fire Prevention Officer's Report

Moved by: Councillor Lennox

Seconded by: Councillor Yake

THAT the Council of the Corporation of the Township of Wellington North receive the Wellington North Fire Service June 2013 Fire Reports and the June 2013 Fire Prevention Officer's Reports for the Arthur and Mount Forest Fire Stations.

Resolution Number: 3

Carried

2. Director of Recreation Parks & Facilities
 - Report Regarding Recreation Facility Accounts Arrears Policy

Moved by: Councillor Yake

Seconded by: Councillor Lennox

THAT the Council of the Corporation of the Township of Wellington North approve the attached Recreation-Accounts Receivable Policy, as recommended by Barry Lavers, Director Recreation Parks & Facilities.

Resolution Number: 4

Carried

- Correspondence received from Human Resources and Skills Development Canada regarding request for funding for Arthur Community Centre Arena accessibility doors upgrade

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H. **STANDING COMMITTEE, STAFF REPORTS, MINUTES AND
RECOMMENDATIONS** (continued)

3. Economic Development Committee
- Minutes, June 19, 2013

Moved by: Councillor Lennox
Seconded by: Councillor Yake

THAT the Council of the Corporation of the Township of Wellington North receive the minutes of the Economic Development Committee meeting held on June 19, 2013.

Resolution Number: 5

Carried

Moved by: Councillor Lennox
Seconded by: Councillor Yake

THAT the Council of the Corporation of the Township of Wellington North approve and adopt the attached Township of Wellington North Logo Graphic Standards to be implemented through a gradual phase-in process replacing materials as stock is depleted, as recommended by the Economic Development Committee.

Resolution Number: 6

Carried

4. Finance Committee
- Minutes, June 24, 2013

Moved by: Councillor Lennox
Seconded by: Councillor Yake

THAT the Council of the Corporation of the Township of Wellington North receive the minutes of the Finance Committee meeting held on June 24, 2013.

Resolution Number: 7

Carried

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H. **STANDING COMMITTEE, STAFF REPORTS, MINUTES AND
RECOMMENDATIONS** (continued)

5. Building/Property Committee
- Minutes, May 22, 2013
 - Minutes, July 10, 2013

Moved by: Councillor Yake
Seconded by: Councillor Lennox

THAT the Council of the Corporation of the Township of Wellington North receive the minutes of the Building Property Committee meetings held on May 22, 2013 and July 10, 2013.

Resolution Number: 8 **Carried**

Moved by: Councillor Yake
Seconded by: Councillor Lennox

THAT the Council of the Corporation of the Township of Wellington North award the Mount Forest Archives re-point masonry and replace blocks project to MacEachern Contracting at the quoted amount of \$3,440.00 plus H.S.T., as recommended by the Building/Property Committee.

AND FURTHER THAT this project be funded from the 2013 Operating Budget.

Resolution Number: 9 **Carried**

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H. **STANDING COMMITTEE, STAFF REPORTS, MINUTES AND
RECOMMENDATIONS** (continued)

5. Building/Property Committee (continued)
- Minutes, May 22, 2013
 - Minutes, July 10, 2013

Moved by: Councillor Lennox
Seconded by: Councillor Yake

THAT the Council of the Corporation of the Township of Wellington North award the Mount Forest Archives replace loading dock door and sill project to W. Schwindt & Sons Building Contractors Ltd. at the quoted amount of \$3,450.00 plus H.S.T., as recommended by the Building/Property Committee.

AND FURTHER THAT this project be funded from the 2013 Operating Budget.

Resolution Number: 10

Carried

Moved by: Councillor Burke
Seconded by: Councillor Goetz

THAT the Council of the Corporation of the Township of Wellington North award the former Arthur Municipal Office barrier free ramp project to W. Schwindt & Sons Building Contractors Ltd. at the quoted amount of \$33,000.00 plus H.S.T., as recommended by the Building/Property Committee;

AND FURTHER THAT the additional funds in excess of the \$24,604.00 in the 2013 Capital Budget for this project be funded from the Arthur Archives Addition Reserve Fund.

Resolution Number: 11

Carried

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H. **STANDING COMMITTEE, STAFF REPORTS, MINUTES AND
RECOMMENDATIONS** (continued)

5. Building/Property Committee (continued)
- Minutes, May 22, 2013
 - Minutes, July 10, 2013

Moved by: Councillor Goetz
Seconded by: Councillor Burke

THAT the Council of the Corporation of the Township of Wellington North approve the request from the Arthur & District Chamber of Commerce for the installation of a 25 foot flag pole on Township property located at the north east corner of the Junction of Highway 6 and Wellington Road 109.

AND FURTHER THAT the quote from Kennedy Specialty Sewing Limited in the amount of \$1,260.63 plus H.S.T. be accepted;

AND FURTHER THAT funds from the Economic Development Downtown Revitalization Funds be utilized for this project.

Resolution Number: 12

Carried

6. Acting CAO/Treasurer's Reports
- Report TR2013-18
 - Acting Assignment Pay-Policy Number 35

Moved by: Councillor Goetz
Seconded by: Councillor Burke

THAT the Council of the Corporation of the Township of Wellington North receive the Acting CAO/Treasurer's Report TR2013-18;

AND FURTHER THAT the Council of the Corporation of the Township of Wellington North accept the Acting Assignment Pay-Policy Number 35 as written and direct the Acting CAO/Treasurer to include the said policy in the Township of Wellington North Personnel Policy and Guidelines.

Resolution Number: 13

Carried

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H. **STANDING COMMITTEE, STAFF REPORTS, MINUTES AND
RECOMMENDATIONS** (continued)

6. Acting CAO/Treasurer's Reports (continued)
- Report TR2013-19
 - Road Needs Assessment and Bridge/Culvert Appraisal Proposals

Moved by: Councillor Burke
Seconded by: Councillor Goetz

THAT the Council of the Corporation of the Township of Wellington North receive the Acting CAO/Treasurer's Report TR2013-19;

AND FURTHER THAT the Council of the Corporation of the Township of Wellington North authorize staff to proceed with BM Ross – Option 1 for completion of the Road Needs Assessment and Bridge/Culvert Appraisals as per their proposal of June 26, 2013, at a total cost of \$47,121.00 (including HST);

AND FURTHER THAT funds from the Municipal Infrastructure Investment Initiative and the 2013 Roads Capital Budget (Road Needs Study) be utilized for the project.

Resolution Number: 14

Carried

7. Water/Sewer Services Superintendent Reports
- Arthur WWTP UV System Replacement

Moved by: Councillor Burke
Seconded by: Councillor Goetz

THAT the Council of the Corporation of the Township of Wellington North authorize the purchase of a Trojan 3000B UV System to replace the existing Trojan UV2000 system at the Arthur WWTP at a cost of \$73,000 plus taxes, as per the Sanitary Sewer 2013 Budget, as recommended by Barry Trood, Water/Sewer Services Superintendent.

Resolution Number: 15

Carried

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H. **STANDING COMMITTEE, STAFF REPORTS, MINUTES AND RECOMMENDATIONS** (continued)

7. Water/Sewer Services Superintendent Reports (continued)
- Arthur WWTP Roof Replacement

Moved by: Councillor Goetz
Seconded by: Councillor Burke

THAT the Council of the Corporation of the Township of Wellington North authorize the entering into an agreement with North American Roof Management for the provision of project design and management services for the replacement of the roof at the Arthur Wastewater Treatment Plant;

AND FURTHER THAT funds from the Arthur Sewage Reserve Fund be utilized for the project.

Resolution Number: 16

Carried

I. **CORRESPONDENCE FOR COUNCIL'S INFORMATION**

1. Township of Killaloe, Hagarty and Richards
Re: Request for Support of Resolution Regarding Opposition of the Provincial Government Raising Taxes or Fees to Fund Improved Transit for the GTA and Hamilton
2. Municipality of Morris-Turnberry
Re: - Request for Support of Resolution that the Municipality of Morris-Turnberry is "Not a Willing Host" community for Industrial Wind Turbine Projects
- Support of Resolution from Municipality of Killaloe-Hagarty-Richards Regarding Opposition of the Provincial Government Raising Taxes or Fees to Fund Improved Transit for the GTA

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I. **CORRESPONDENCE FOR COUNCIL'S INFORMATION** (continued)

3. Township of Warwick
Re: Request for Support of Resolution that the Township of Warwick is "Not a Willing Host" community for Industrial Wind Turbine Projects
4. Town of Minto
Re: Request for Support of Resolution that the Town of Minto is "Not a Willing Host" community for Industrial Wind Turbine Projects
5. Cynthia Baltoumas, 7760 Sideroad 2 East
Re: R.E.S. Wind Turbine Project Wellington North, Southgate

Moved by: Councillor Lennox
Seconded by: Councillor Burke

THAT the Council of the Corporation of the Township of Wellington North defer items 1 – 5 listed as Correspondence for Council's Information until the September 9, 2013 Regular Meeting of Council.

Resolution Number: 17

Carried

Moved by: Councillor Burke
Seconded by: Councillor Lennox

WHEREAS the Premier of Ontario has recently conveyed the Governments desire to limit Industrial Wind Turbine (IWT) projects to communities that are willing hosts;

AND WHEREAS the Council of the Township of Wellington North applauds the position taken by the Premier and the Government;

AND WHEREAS the Township of Wellington North has concerns with the installation and operation of industrial wind turbines in their neighbourhoods and areas where people work, live and play;

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I. **CORRESPONDENCE FOR COUNCIL'S INFORMATION** (continued)

5. Cynthia Baltoumas, 7760 Sideroad 2 East
Re: R.E.S. Wind Turbine Project Wellington North, Southgate
(continued)

AND WHEREAS the Municipality, accordingly, supports the position taken by the Town of Minto, Township of Centre Wellington, Wellington County and a number of other rural Ontario municipalities that the Province should impose a moratorium on the approval of wind energy projects until clear evidence is provided ruling out health impacts;

THEREFORE Council for the Township of Wellington North has received input from its residents that they are not "Willing Hosts" of IWT in Wellington North;

AND WHEREAS Council represents all citizens within the Municipality, both those in favour of wind projects and those opposed. As a result, Council needs to maintain a fair and balanced viewpoint in passing this motion at the regular meeting of Council on September 9, 2013;

AND FURTHER upon passing of the motion that the Ministry of Environment be advised that Township of Wellington North is not a "Willing Host" for IWT's and that this resolution be circulated to Premier Kathleen Wynne, as well as to the Ministries of Environment, Energy and Rural Affairs for their support.

Resolution Number: 18

Carried

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I. **CORRESPONDENCE FOR COUNCIL'S INFORMATION** (continued)

6. Arthur Merchant's Fast Ball Association
Re: Darcy's 17th Annual 3-Pitch Tournament; July 26 & 27, 2013

Moved by: Councillor Burke
Seconded by: Councillor Goetz

THAT the Council of the Corporation of the Township of Wellington North declare the Annual Darcy Culp 3-Pitch Tournament, to be held July 26 and 27, 2013, as a community event subject to approval from other agencies.

Resolution Number: 19

Carried

J. **BY-LAWS**

1. 55-13 Being a by-law to amend Zoning By-law Number 66-01 being the Zoning By-law for the Township of Wellington North (Part Lot 22, Concession A, 7595 Highway 6– Fluney)

Moved by: Councillor Goetz
Seconded by: Councillor Burke

THAT By-law Number 55-13 being a by-law to amend Zoning By-law Number 66-01 being the Zoning By-law for the Township of Wellington North be read a First, Second and Third time and finally passed. (Part Lot 22, Concession A, 7595 Highway 6 – Fluney)

Resolution Number: 20

Carried

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J. **BY-LAWS** (continued)

2. 56-13 Being a by-law to amend Zoning By-law Number 66-01 being the Zoning By-law for the Township of Wellington North (North half Lot 10, Concession 14, 8405 Highway 89 – Eccles)

Moved by: Councillor Burke
Seconded by: Councillor Goetz

THAT By-law Number 56-13 being a by-law to amend Zoning By-law Number 66-01 being the Zoning By-law for the Township of Wellington North be read a First, Second and Third time and finally passed. (North Half Lot 10, Concession 14, 8405 Highway 89 – Eccles)

Resolution Number: 21

Carried

3. 57-13 Being a by-law to amend Zoning By-law Number 66-01 being the Zoning By-law for the Township of Wellington North (Part Lot 22, Concession 7, 8780 Concession 7– R & R Mitchell Farms Ltd.)

Moved by: Councillor Goetz
Seconded by: Councillor Burke

THAT By-law Number 57-13 being a by-law to amend Zoning By-law Number 66-01 being the Zoning By-law for the Township of Wellington North be read a First, Second and Third time and finally passed. (Part Lot 22, Concession 7, 8780 Concession 7 – R. & R. Mitchell Farms Ltd.)

Resolution Number: 22

Carried

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J. **BY-LAWS** (continued)

4. 58-13 Being a by-law to amend Zoning By-law Number 66-01 being the Zoning By-law for the Township of Wellington North (Park Lot 2, 178 Frederick Street West, Arthur – Baratto)

Moved by: Councillor Burke
Seconded by: Councillor Goetz

THAT By-law Number 58-13 being a by-law to amend Zoning By-law Number 66-01 being the Zoning By-law for the Township of Wellington North be read a First, Second and Third time and finally passed. (Park Lot 2, 178 Frederick Street West, Arthur – Baratto)

Resolution Number: 23

Carried

5. 59-13 Being a by-law to authorize the execution of a Site Plan Agreement (Part Lot 1, Concession 2, geographic Township of West Luther – 1438352 Ontario Inc. – Ivan Armstrong)

Moved by: Councillor Goetz
Seconded by: Councillor Burke

THAT By-law Number 59-13 being a by-law to authorize the execution of a Site Plan Agreement be read a First, Second and Third time and finally passed. (Part Lot 1, Concession 2, geographic Township of West Luther – 1438352 Ontario Inc. – Ivan Armstrong)

Resolution Number: 24

Carried

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J. **BY-LAWS** (continued)

6. Resolution to repeal By-law Number 79-06.

Moved by: Councillor Burke

Seconded by: Councillor Goetz

WHEREAS the Council of the Corporation of the Township of Wellington North adopted By-law Number 45-13 on 3rd day of June, 2013 appointing Michael Givens as the Acting Chief Administrative Officer effective Tuesday, June 4, 2013.

NOW THEREFORE the Council of the Corporation of the Township of Wellington North hereby repeals By-law Number 79-06, being a by-law to appoint a Chief Administrative Officer/Clerk for the Corporation of the Township of Wellington North, in its entirety, effective July 15, 2013.

Resolution Number: 25

Carried

K. **OTHER/NEW BUSINESS**

None

L. **ITEMS FOR COUNCIL'S INFORMATION**

Cheque Distribution Report dated July 10, 2013

Grand River Conservation Authority

- Minutes, General Membership Meeting, May 24, 2013
- Newsletter, Grand Actions, May/June 2013 – Volume 17, Number 3
- Water Management Plan

Maitland Valley Conservation Authority

- Minutes, Board of Directors Meeting #5/13, May 15, 2013

Drinking Water Source Protection – Saugeen, Grey Sauble, Northern Bruce Peninsula Source Protection Region

- Bulletin – Profile, July 2013

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L. **ITEMS FOR COUNCIL'S INFORMATION** (continued)

Canadian Safety Reporter

- June 2013 Issue

Ministry of Infrastructure

- 2013 Office Consolidation of the Growth Plan for the Greater Golden Horseshoe, 2006

Communities in Bloom

- National Symposium on Parks & Grounds Program

AMO Breaking News

- Herbicide 2,4,5-T and Municipal Employees
- Policing Update

M. **CULTURAL MOMENT**

MOUNT FOREST FIREWORKS FESTIVAL

Deeply embedded in Wellington North's local culture is the Mount Forest Fireworks Festival – a community wide, 3-day event, that has become a signature event of the area for the past 13 years; Not only to Wellington North, but provincially as well. Always the third weekend in July, many make their way to the area, either by visiting friends and family, travelling in on their RV's, or spending the weekend at a nearby campground – so much so, that the festival has been garnered as a Top 100 Festival for six consecutive years through Festival & Events Ontario organization.

Over the years, the festival's enticement builds as more attractions are added and the crowds grow. Today, the Mount Forest Fireworks Festival features amusements all weekend long, entertainment, music and an array of tastes. You can visibly view the local culture, as many community groups, volunteer residents and business sponsors, each add their own elements to the weekend long celebrations.

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M. **CULTURAL MOMENT** (continued)

Since the festival's inception, it has played host to one of the largest Classic Car Shows in Canada. The traditional small town Main Street is closed off to drivers and is open to pedestrians, as thousands fill the artery and view over 500 classic cars lining the drag. The sky's are ignited with sparkling colours and the sounds of 'crackles', 'booms' and 'awes' as a spectacular fireworks display fills the overhead sky on Saturday evening.

There's always great entertainment and attractions that includes a bit of everything for all ages, which makes this festival, well – spectacular!

N. **NOTICE OF MOTION**

None.

O. **ANNOUNCEMENTS**

Councillor Lennox reminded Council that there will be a Finance and Administration Committee meeting on Monday, July 22 at 5:00 p.m.

Mayor Tout commented that he attended the Mayor's Parade at the Holstein Rodeo held during the past weekend. Mayor Tout reminded everyone that the annual Fireworks Festival will be held July 19 to 21.

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P. CLOSED MEETING SESSION

1. “Legal” matter

Moved by: Councillor Goetz

Seconded by: Councillor Burke

THAT Council go into a meeting at 9:07 p.m. that is closed to the public under subsections 239 (2) (f) of the Municipal Act, 2001

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

Resolution Number: 26

Carried

Moved by: Councillor Burke

Seconded by: Councillor Goetz

THAT Council rise from a closed meeting session at 9:40 p.m.

Resolution Number: 27

Carried

Q. CONFIRMING BY-LAW

Moved by: Councillor Burke

Seconded by: Councillor Goetz

THAT By-law Number 60-13 being a By-law to Confirm the Proceedings of the Council of the Corporation of the Township of Wellington North at its Regular Meeting held on July 15, 2013 be read a First, Second and Third time and finally passed.

Resolution Number: 28

Carried

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R. **ADJOURNMENT**

Moved by: Councillor Burke

Seconded by: Councillor Goetz

THAT the Regular Council meeting of July 15, 2013 be adjourned at 9:43 p.m.

Resolution Number: 29

Carried

DEPUTY CLERK

MAYOR