COUNCIL MEETING - C#07-2015

Monday, March 23rd, 2015
9:00 a.m.

Council Chambers
Municipal Administration Offices
1925 Bruce County Road 10
Chesley, Ontario

His Worship
Mayor Paul Eagleson

MINUTES

A meeting of the Council of the Municipality of Arran-Elderslie was held on Monday, March 23rd, 2015 at 9:00 a.m. in the Council Chambers.

The following Members of Council were present:

Mayor Paul Eagleson (Chair)
Deputy Mayor Mark Davis
Councillor Doug Bell
Councillor Brian Dudgeon
Councillor Steve Hammell
Councillor Dan Kerr
Councillor Peter Steinacker

The following members of Staff were present:

P. Rouse, Clerk
David Hunks, Treasurer
V. Weppler, Works Department
Patrick Johnston, Chief Building Official
A. McArthur, Facilities, Parks and Recreation Department

1. Adoption of Agenda
   Moved by: Councillor Steinacker
   Seconded by: Councillor Dudgeon
   Be It Resolved, That the agenda for the Council Meeting of March 23rd, 2015 be received and adopted, as distributed by the Clerk.
   Carried Resolution # 07 – 099 – 2015

2. Disclosures of Pecuniary Interest and General Nature Thereof
   There were no disclosures of pecuniary interest by Members of the Committee under the Municipal Conflict of Interest Act at this time.

3. Adoption of Minutes of Previous Meeting(s)
   3.1 Regular Council Meeting C#05-2014 held March 9th, 2015
      Moved by: Councillor Bell
      Seconded by: Deputy Mayor Davis
      Be It Resolved, That Council of the Municipality of Arran-Elderslie adopt the minutes of the Regular Council Session C#05-2015 held...
Monday, March 9th, 2015, as circulated.

**Carried Resolution # 07 – 100 – 2015**

3.1 **Special Council Meeting C#06-2014 held March 9th, 2015**

Moved by: Councillor Hammell  
Seconded by: Councillor Bell  

*Be It Resolved,* That Council of the Municipality of Arran-Elderslie adopt the minutes of the Special Council Session C#06-2015 held Monday, March 9th, 2015, as circulated.

**Carried Resolution # 07 – 101 – 2015**

4. **Business Arising from the Minutes – None**

5. **Public Meeting(s)**

5.1 **Proposed Zoning By-law Amendment – Z-02-2015.39 – Concession B Pt Lot 5 and Concession 2 Pt Lot 1, RP 3R6759 Parts 1, 2, 3 (Elderslie)**

The Mayor called the public meeting to order. He stated the purpose of the public meeting was to consider the proposed Zoning By-law Amendment.

Jacob Van Dorp, Planner for the Municipality of Arran-Elderslie, provided an outline of the application for a zoning by-law amendment received from Bruce County Heritage Association c/o McCullough for properties known as Concession B Pt Lot 5 and Concession 2 Pt Lot 1, RP 3R6759 Parts 1, 2, 3 (Elderslie), municipally known as 89 Concession 2A, to amend the site-specific zoning on the property. Mr. Van Dorp reviewed the contents of Staff Report Z-02-2015.38 and the preliminary recommendation from the Planning Staff.

Mr. Van Dorp noted that there had been two (2) written comments from property owners that were circulated and that there had been comments received from the Saugeen Valley Conservation Authority, noting that the proposed rezoning is acceptable, and recommended that the applicant contact them to initiate review of the proposed development as permission from them may be required. Comments from County highway staff stated that they agree with the proposed application and asked the applicant to approach the department for an entrance permit. The Historic Saugeen Metis had no objection to the application.

The Mayor said if attendees wished to be notified of the adoption of the proposed Zoning By-law Amendment or of further proceedings regarding the amendment a written request needed to be made to the Municipality by signing the form provided.

The Mayor asked if anyone present wished to make oral or written submissions either in favour or opposed to the proposed for the Official Plan amendment and the Zoning By-law Amendment.

Joan Lyons – agreed with the recommendation to meet to discuss this zoning by-law amendment.  
Melynda Henschel  
Ed Maxwell Hearing no more comments from the public, Mayor Eagleson declared the public meeting closed.

Subsequent to further discussion, Council passed the following resolution:

Moved by: Councillor Steinacker  
Seconded by: Councillor Kerr  

*Be It Resolved,*

1) That application Z-2-2015.38 (Bruce County Heritage Association c/o McCullough) for the property described as
Concession B Pt Lot 5 and Concession 2 Pt Lot 1, RP3R6859 Parts 1, 2 3 (geographic Township of Elderslie), Municipality of Arran-Elderslie be deferred;  
2) That Staff, Bruce County Heritage Association and concerned neighbours meet to review and identify opportunities to address concerns with the proposed by-law and site plan; and  
3) That Staff provide a follow-up report to Council in respect of this consultation and the recommended changes, if any, to the proposed by-law and site plan.  

Carried Resolution # 07 – 102 – 2015

6. Presentation(s) – None

7. Delegation(s)

7.1 CRU Solutions, a division of Erth (Holdings) Inc. - LED Street Light Proposal  
Scott Garton, Vice President of CRU Solutions, a division of Erth (Holdings) Inc., addressed Council, providing information regarding a proposal for the conversion of streetlights to LED. Mr. Garton presented Council with a Business Case which includes the Ontario Power Authority (OPA) incentives.

Mr. Garton answered questions from members of Council.

Council directed staff to proceed to request firm quotations from the three (3) companies that made presentation to Council regarding the conversion of the streetlights to LED and provide a report to Council.

7.2 Wayne Brohman, General Manager/Secretary-Treasurer, Saugeen Valley Conservation Authority – Request for Funding – Removal of Lockerby Dam  
Wayne Brohman, General Manager/Secretary-Treasurer of the Saugeen Valley Conservation Authority, addressed Council, requesting a financial support of $ 20,000, to offset the cost of the removal and rehabilitation of the Lockerby Dam, noting that this would be paid for in five (5) years because of the budget of $4,000.00 that is being paid to the Conversation Authority now for the boards to be placed and removed from the dam.

Saugeen Valley Conservation Authority estimates the total cost of the removal and rehabilitation of the channel at $ 250,000. The Conservation Authority has been approved for funding in the amount of $ 125,000 from the Department of Fisheries and Oceans through their Recreational Fisheries Conservation Partnership Program. The Conservation Authority is requiring additional funding for the balance of the project which can come from other Government funding including the Ministry of Natural Resources and the Local Municipality.

Mr. Brohman answered questions from members of Council.

Subsequent to discussion, Council directed staff to prepare a motion for consideration.

A recess was held at this time (10:43 a.m. – 10:53 a.m.).

8. Correspondence
8.1 Requiring Action

8.1.1 Multi-Municipal Wind Turbine Working Group  
Subsequent to discussion, Council passed the following resolution:

Moved by: Deputy Mayor Davis  
Seconded by: Councillor Dudgeon  
Whereas, the Multi-Municipal Wind Turbine Working Group has recommended that each of the respective municipalities
provide financial support to fund administration costs for the Group for 2015; therefore

Be It Resolved,

1) That the Council of the Municipality of Arran-Elderslie hereby approves the contribution of $ 700.00 to the Multi-Municipal Wind Turbine Working Group to cover the administrative costs for 2015; and

2) That these funds are to be taken from Account # 01-1010-7601 – Council – Specific Projects & Donations.

Carried Resolution # 07 – 103 – 2015

8.1.2 Grey Sauble Conservation Authority – 2015 Draft Budget

Subsequent to discussion, Council passed the following resolution:

Moved by: Councillor Dudgeon
Seconded by: Deputy Mayor Davis

Whereas, The Grey Sauble Conservation Authority has presented its revised draft 2015 Capital and Operations Budget to its partner Municipalities for their consideration; and

Whereas, The Board of Directors will be discussing and voting on the aforementioned Budget at its April 16th, 2015 Board meeting; therefore

Be It Resolved, That Council of the Municipality of Arran-Elderslie advise their Director to vote in favour of the 2015 proposed budget.

Carried Resolution # 07 – 104 – 2015

8.1.3 Request for Resolution – Restorative Care Unit – SBGHS – Chesley Site

Subsequent to discussion, Council directed staff to prepare a motion for consideration at a future meeting.

8.1.4 Complaint – Dog By-law Problems

Subsequent to discussion, Council directed that this complaint be forwarded to the Animal Control Officer to investigate further.

8.2 For Information

Subsequent to discussion, Council passed the following resolution:

Moved by: Councillor Hammell
Seconded by: Councillor Bell

Be It Resolved, That Council of the Municipality of Arran-Elderslie receives, notes and files correspondence on the Council Agenda for information purposes.

Carried Resolution # 07 – 105 – 2015

8.3 Events/Notices

8.3.1 vpi – 3rd Annual Job Fair – March 25th, 2015
8.3.2 South Bruce Peninsula – Notice of Passage – Zoning By-law Amendment
8.3.3 Grey County – Green in Grey – Natural Environment Study – Public Open House and Workshop

9. Staff Reports

9.1 Clerk-Administrator – Peggy Rouse

9.1.1 SRCLK.15.10 – 2014 Council Remuneration and Expenses

P. Rouse, Clerk-Administrator, responded to questions from Members of Council. Subsequent to further discussion, Council passed the following resolution:

Moved by: Councillor Hammell
Seconded by: Councillor Bell
Be It Resolved, That SRCLK.15.10 be received – 2014 Council Remuneration and Expenses.

Carried Resolution # 07 – 106 – 2015

9.1.2 SRCLK.15.11 – Lease – Tara Lagoon Property
P. Rouse, Clerk-Administrator, responded to questions from Members of Council. Subsequent to further discussion, Council passed the following resolution:

Moved by: Councillor Steinacker
Seconded by: Deputy Mayor Davis

Be It Resolved,
1) That SRCLK.15.11 be received – Lease – Tara Lagoon Property; and
2) That Council extend the Lease Agreement with Sharedon Farms Ltd. for an additional five (5) years, with the annual rental of $2,055.00 for the property located on Concession 8 Part Lot 28 in the former Township of Arran.

Defeated Resolution # 07 – 107 – 2015

Staff was directed to call for bids for the rental of the Tara Lagoon property.

9.1.3 SRCLK.15.12 – Request of Comments – B-17-2015.49 – James and Helen Christie
P. Rouse, Clerk-Administrator, responded to questions from Members of Council. Subsequent to further discussion, Council passed the following resolution:

Moved by: Councillor Steinacker
Seconded by: Councillor Dudgeon

Be It Resolved,
1) That SRCLK.15.12 be received – Request for Comments – B-17-2015.49 – James and Helen Christie;
2) That Council directs staff to submit to the County of Bruce Planning and Economic Development Department, the Municipality's position of no objection to permit a severance of the property owned by James and Helen Christie, described as Concession 6, East Part Lot 20 (Arran), Municipality of Arran-Elderslie by imposing the following conditions of granting for Consent File No. B-17-2015.49:
   a) That a surveyor’s drawing be completed and a copy filed with the Municipal Clerk, the Registrar and two (2) copies filed with the Approval Authority for the County of Bruce;
   b) That Zoning By-law Amendment Z-13-2015.49 for the subject lands are in force and effect pursuant to the provision of the Planning Act, 1990;
   c) That the site specific Bruce County Official Plan Amendment, being BCOPA 194 for the subject lands are in force and effect pursuant to the provision of the Planning Act, 1990; and
   d) That the retained parcel has been merged with the adjacent parcel to the south described as Concession 6, East Part of Lot 20 (Arran).

Carried Resolution # 07 – 108 – 2015

P. Rouse, Clerk-Administrator, responded to questions from Members of Council. Subsequent to further discussion, Council passed the following resolution:

Moved by: Councillor Steinacker
Seconded by: Councillor Kerr
Be It Resolved,
1) That SRCLK.15.13 be received – Request for Comments – B-18-2015.49 – Dirk and Christina de Boer;
2) That Council directs staff to submit to the County of Bruce Planning and Economic Development Department, the Municipality’s position of no objection to permit a severance of the property owned by Dirk and Christina de Boer, described as Concession 9, Lot 23 (Arran), Municipality of Arran-Elderslie by imposing the following conditions of granting for Consent File No. B-18-2015.49:
   a) That a surveyor’s drawing be completed and a copy filed with the Municipal Clerk, the Registrar and two (2) copies filed with the Approval Authority for the County of Bruce; and
   b) That Zoning By-law Amendment Z-14-2015.49 for the subject lands are in force and effect pursuant to the provision of the Planning Act, 1990.

Carried Resolution # 07 – 109 – 2015

9.2 Treasurer – David Hunks

   9.2.1 Accounts Payable Voucher # 06-2015

   D. Hunks, Treasurer, responded to questions from Members of Council. Subsequent to further discussion, Council passed the following resolution:

   Moved by: Councillor Dudgeon
   Seconded by: Deputy Mayor Davis
   
   Be It Resolved, That Accounts Payable Voucher #06-2015 dated March 19th, 2015 in the amount of $ 1,147,472.62 be approved for payment as submitted by the Treasurer.

   Carried Resolution # 07 – 110 – 2015

9.3 Works Manager – Vernon Weppler

   9.3.1 SRW.15.07 – Purchase of Signs and Safety Devices

   V. Weppler, Works Manager, responded to questions from Members of Council. Subsequent to further discussion, Council passed the following resolution:

   Moved by: Deputy Mayor Davis
   Seconded by: Councillor Bell

   Whereas, the award of a quotation for the purchase of signs and safety devices has been recommended by the Works Manager in Report SRW.15.07; therefore

   Be It Resolved,
   1) That SRW.15.07 be received – Award Quotation – Purchase of Signs and Safety devices; and
   2) That Council award the purchase of signs and safety devices to Strada Sign in the amount of $ 3,053.50 (including freight and applicable taxes), being financed from Account Number 01-2517-7052 (Trans-Roads-Safety-Signs-Material).

   Carried Resolution # 07 – 111 – 2015

9.3.2 SRW.15.08 – Request for Training – Water/Sewer Foreperson

   V. Weppler, Works Manager, responded to questions from Members of Council. Subsequent to further discussion, Council passed the following resolution:

   Moved by: Deputy Mayor Davis
   Seconded by: Councillor Dudgeon

   Be It Resolved,
   1) That Report SRW.15.08 – Request for Training – Water/Sewer Foreperson – be received; and
   2) That Council authorize Scott McLeod to attend the Municipal Asset Management Course of the T.J. Mahony Road School
being offered through the Ontario Good Roads Association from May 4th to 6th, 2015 in Guelph.

Carried Resolution # 07 – 112 – 2015

9.3.3 SRW.15.09 – Award Contract – Watermain – 3rd Avenue SW, Chesley

V. Weppler, Works Manager, responded to questions from Members of Council. Subsequent to further discussion, Council passed the following resolution:

Moved by: Councillor Bell
Seconded by: Deputy Mayor Davis

Whereas, the installation of watermain on 3rd Avenue SW between 4th St SW and 7th St SW in the Town of Chesley has been recommended by the Works Manager in Report SRW.15.09; therefore

Be It Resolved,

1) That SRW.15.09 be received – Award Contract – Watermain – 3rd Avenue SW Chesley;
2) That Council directs staff to negotiate a Contract price for the Watermain Replacement Project on 3rd Avenue SW between 4th Street SW and 7th Street SW with Al Reich’s Backhoeing and Haulage Ltd.;
3) Exempt this contract in accordance with Article 4.7 of By-law No. 59-09 – Purchasing Policies and Procedures, as amended; and
4) That Staff provide a follow-up report to Council in respect of this negotiation.

Carried Resolution # 07 – 113 – 2015

9.4 Building Department – Patrick Johnston – None

9.5 Recreation Department – Ann McArthur – None

9.6 Fire Departments – None

9.7 Planning Department – Jacob Van Dorp – None

10. Reports of Members of Council

Bell:
Councillor Bell advised that he has a BASWR meeting on Thursday and attended the Multi-Municipal Wind Turbine Working Group last week.

Hammell:
Councillor Hammell advised that he had nothing additional to report that has not already been discussed.

Kerr:
Councillor Kerr advised that he will be attending Saugeen Valley Conservation Authority Board meeting this Thursday.

Steinacker:
Councillor Steinacker advised that he had nothing additional to report that has not already been discussed.

Dudgeon:
Councillor Dudgeon advised that he had nothing additional to report that has not already been discussed.

Deputy Mayor Davis:
Deputy Mayor Davis advised that he had nothing additional to report that has not already been discussed.

Mayor Eagleson:
Mayor Eagleson updated council regarding his meeting schedule and
events since the last council meeting, providing an update on the Proposed Natural Gas Pipeline Project.

11. Health and Safety – None

12. Other Business

12.1 2015 Proposed Budget Deliberations

 Council further discussed the funding request from the Saugeen Valley Conservation Authority. Subsequent to further discussion, Council passed the following resolution:

Moved by: Councillor Dudgeon
Seconded by: Councillor Steinacker

Whereas, The Saugeen Valley Conservation Authority, addressed Council, requesting a financial support to offset the cost of the removal and rehabilitation of the Lockerby Dam; therefore

Be It Resolved, That Council of the Municipality of Arran-Elderslie agrees to pay the $20,000 to offset some of the costs of the removal and rehabilitation of the Lockerby Dam;

2) That Council directs staff to pay the $4,000.00, to pay for the placement and removal of the boards and inspection of the Lockerby Dam; and

3) That these funds are to be taken from Account # 01-2031-7600 – Protective Services – Conservation – SVCA.

Councillor Dudgeon asked for a recorded vote.

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Defeated Resolution # 07 – 114 – 2015

A recess was held at this time (11:57 a.m. – 1:03 p.m.).

The Works Manager, the Deputy Treasurer and Water/Sewer Foreperson addressed Council regarding Frozen Water Pipes Policy. Staff was directed to bring back a report.

Move Into Committee of the Whole

Moved by: Councillor Bell
Seconded by: Deputy Mayor Davis

Be It Resolved, That Council of the Municipality of Arran-Elderslie does now move into Committee of the Whole.

Carried Resolution # 07 – 115 – 2015

Councillor Dudgeon reviewed the revised 2015 Budget Flowchart, the Revised 2015 Capital Budget with the changes from the last budget deliberations, the Reserves and Reserve Funds at December 31st, 2014, the Reserves and Reserve Funds at December 31st, 2015 and the Assessment changes from 2014 to 2015 that was provided to Council by the Treasurer.

The Treasurer was available and responded to questions from Council.

Decision included the rural road reserve that is in the roads reserve account.

Council reviewed the Effect of Phased-In Assessment Increase on Municipal Levy. Council discussed the adjustment of the Municipal...
Rate to 3.5% increase.

Subsequent to discussion, Council agreed to use a portion of the surplus from the 2014 year to adjust the municipal rate to a 3.5% increase to make the overall increase of 3.00%. Staff directed staff to prepare a resolution to reflect this discussion.

Council directed staff to prepare the by-laws to approve the 2015 Operating and Capital Budget. Also, staff was directed to prepare a press release regarding the budget.

Move out of Committee of the Whole
Moved by: Councillor Hammell
Seconded by: Councillor Bell
Be It Resolved, That Council of the Municipality of Arran-Elderslie does now move out of Committee of the Whole.

Carried Resolution # 07 – 116 – 2015

Councillor Kerr left the meeting at this time and did not return for the remainder of the meeting.

A recess was held at this time (3:12 p.m. – 3:21 p.m.).

13. Notice of Motion – None

14. By-law(s)


The Deputy Mayor declared a pecuniary interest at this time and did not participate in the decision and did not participate in the vote for this by-law.

Moved by: Councillor Steinacker
Seconded by: Councillor Bell
Be It Resolved, That By-law No. 15-2015 be introduced and taken as read a first and second time, being a By-law to amend Schedule A of By-law No. 36-09, as amended (Being the Comprehensive Zoning By-law of the Municipality of Arran-Elderslie) re: Plan 217, Park Lot Y, R295973 except Part 3R6306 (Chesley).

Carried Resolution # 07 – 117 – 2015

14.2 16-22015 – Zoning By-law Amendment – Z-3-2015.38 (Fleming c/o Castle)

Moved by: Councillor Steinacker
Seconded by: Councillor Dudgeon
Be It Resolved, That By-law No. 16-2015 be introduced and taken as read a first and second time, being a By-law to amend Schedule A of By-law No. 36-09, as amended (Being the Comprehensive Zoning By-law of the Municipality of Arran-Elderslie) re: Concession A Part of Lot 5; Concession B Part of Lot 5, West of Road; and Concession A Part of Lot 4 (Elderslie).

Carried Resolution # 07 – 118 – 2015
15. Resolution to Move into Closed Session and General Nature Thereof

The Mayor advised that Council will go into closed session at 3:24 p.m. for the purpose of matters identified in the motion below.

Moved by: Deputy Mayor Davis
Seconded by: Councillor Bell

Be It Resolved, That Council of the Municipality of Arran-Elderslie does now go into closed session to discuss an item(s) which relates to:
- Personal matters about an identifiable individual, including municipal or local board employees
- Proposed or pending acquisition or disposition of real property

Staff authorized to Remain: Clerk

Carried Resolution # 07 – 118 – 2015

16. Resolution to Reconvene in Open Session

Council arose from closed session and the regular session resumed at 3:40 p.m. The Mayor confirmed that Council discussed only those matters identified in the motion above.

Carried Resolution # 07 – 119 – 2015

17. Adoption of Recommendations Arising from Closed Session

Moved by: Councillor Hammell
Seconded by: Councillor Bell

Be It Resolved, That Council adopt the direction from the “Closed” Session.

Carried Resolution # 07 – 124 – 2015

18. Confirming By-law

By-law 17-2015 – Confirming By-law

Moved by: Councillor Bell
Seconded by: Deputy Mayor Davis

Be It Resolved, That By-law No. 17-2015 be introduced and taken as read a first and second time, being a By-law to confirm the proceedings of the council meeting of the Municipality of Arran-Elderslie held March 23rd, 2015.

Carried Resolution # 07 – 125 – 2015

Moved by: Deputy Mayor Davis
Seconded by: Councillor Bell

Be It Resolved, That By-law No. 17-2015 be taken as read a third and final time; to be signed, sealed and engrossed in the By-law Book.

Carried Resolution # 07 – 125 – 2015

19. Adjournment

Moved by: Councillor Hammell
Seconded by: Councillor Bell

Be It Resolved, That the meeting be adjourned to the call of the Mayor.

Carried Resolution # 07 – 126 – 2015

The meeting was adjourned at 3:46 p.m.

Original Signed by
Paul Eagleson, Mayor

Original Signed by
Peggy Rouse, Clerk