

— TOWNSHIP OF —
ASHFIELD - COLBORNE - WAWANOSH

Council Minutes
September 6, 2011

Township of Ashfield-Colborne-Wawanosh Council met in regular session on the 6th day of September 2011, at 7:30 pm in the Township of Ashfield-Colborne-Wawanosh Council Chambers.

Reeve
Deputy-Reeve
Councillors

Ben Van Diepenbeek
Neil Rintoul
Connie Black
Murray Curran
Doug Miller
Barry Millian
Roger Watt

Staff Present

Administrator/Clerk-Treasurer
Public Works Superintendent

Mark Becker
Brian Van Osch

OTHERS PRESENT: Monica Walker-Bolton, Keith Homan, Jo-Anne Homan, and Mike van Bodegom.

1.0 CALL TO ORDER

2.0 DISCLOSURE OF PECUNIARY INTEREST

None disclosed.

3.0 ADOPTION OF MINUTES

Moved by Black
Seconded by Watt

ADOPT COUNCIL MINUTES #1 THAT Ashfield-Colborne-Wawanosh Township Council hereby adopts August 16, 2011 Council Meeting Minutes as written. Carried.

Moved by Millian
Seconded by Curran

ADOPT COUNCIL MINUTES #2 THAT Ashfield-Colborne-Wawanosh Township Council hereby adopts August 29, 2011 Council Meeting Minutes as written. Carried.

4.0 DEPUTATIONS AND PETITIONS

4.1 7:30 pm – Monica Walker-Bolton / County of Huron Planner – Zoning Amendment

Moved by Rintoul
Seconded by Watt

ADJOURN COUNCIL MEETING #3 THAT Ashfield-Colborne-Wawanosh Township Council hereby adjourns their regular Council Meeting. Carried.

Moved by Millian
Seconded by Watt

OPEN PUBLIC MEETING #4 THAT Ashfield-Colborne-Wawanosh Township Council hereby opens a Public Meeting to deal with the proposed Zoning By-Law Amendment for Lot Area in the Colborne Ward. Carried.

We have provided Council with the report prepared by the County Planner, Monica Walker-Bolton, in regards to the Zoning By-Law Amendment for Lot Area in the Colborne Ward. Ms. Walker-Bolton was present this evening and reviewed the application with the Planning Advisory Committee.

**TOWNSHIP OF ASHFIELD-COLBORNE-WAWANOSH PLANNING ADVISORY
COMMITTEE MEETING**

Call to order

Declaration of Pecuniary Interests

None declared.

Purpose

The purpose of this Public Meeting is to recognize a minimum lot size of 1395 square metres for lots created in the Colborne Ward before 1994.

The zoning by-law amendment would add the following phrase, shown in **bold font**, to Section 19.4 of the Township of Ashfield-Colborne-Wawanosh Zoning By-Law:

Lot Area (minimum) 1,850 square metres, **except lots in Colborne Ward created before By-Law 13-1994 may have a minimum lot area of 1395 square metres.**

Requirement

This Public Meeting is being held under The Planning Act, which requires that Council hold at least one Public Meeting and that proper notice be given.

Application Process

An application was initiated by the Township of Ashfield-Colborne-Wawanosh Council on August 2, 2011.

Notice of the Public Meeting was published in the local newspaper.

Comments:

1) Huron County Planner

Monica Walker-Bolton reviewed the application with the Planning Advisory Committee.

2) Applicant and/or Agent

None.

3) Others

None.

4) Council's Questions and/or Comments.

None.

NOTE: If a person or public body that files an appeal of a decision of ACW Township in respect to the proposed rezoning, but does not make written or oral submissions before the proposed rezoning is adopted, the Ontario Municipal Board (OMB) may dismiss all or part of the appeal.

Zoning By-law Procedure Following Public Meeting

- This is a Public Meeting, not a Council Meeting; therefore, a decision of Council may or may not be made later this evening.

- If the By-law is passed, the Clerk must send Notice of the Passing of the By-law to all persons notified of this meeting and to any person or public body that has requested it.
- There is a 20-day objection period from the time Notice of Passing has been mailed, where submissions will be received by the Clerk.
- If an objection is received, an appeal is lodged with the OMB and the Municipality no longer has jurisdiction of the file and/or the processing time.
- If Council does not pass the by-law, the applicant may appeal to the OMB.
- If the By-law is passed and no objections are received within the 20-day appeal period, the Clerk will certify that the By-law is in force and effect as of the date of its passing and Notice is forwarded to the Planning Department and to the applicant.

Recommendation of the Huron County Planner

It is recommended that the zoning by-law amendment be approved.

Recommendation of the Planning Advisory Committee

It is recommended that the zoning by-law amendment be approved.

Adjournment

That there being no further business, the Public Meeting be hereby closed at 7:37 pm.

Moved by Watt
Seconded by Miller

CLOSE PUBLIC MEETING #5 THAT Ashfield-Colborne-Wawanosh Township Council hereby closes the Public Meeting.

Carried.

4.2 7:45 pm – Monica Walker-Bolton / County of Huron Planner – Knight Zoning Amendment

As a follow-up from our last meeting, we have provided Council with an updated report prepared by Monica Walker-Bolton in this regard.

STAFF COMMENTS: That the zoning amendment be approved and adopted by by-law in Section 14.

ACTION: Council agreed to approve and adopt the zoning amendment by by-law in Section 14.

4.3 8:00 pm – Jo-Anne Homan, Member / Colborne 175th Celebration Committee

We have provided Council with a copy of the correspondence received from Jo-Anne Homan in this regard. Jo-Anne Homan was in attendance and reviewed her report with Council and informed Council that they raised \$9,049.

STAFF COMMENTS: None.

ACTION: Council thanked Jo-Anne and Keith Homan for all their work put towards these 175th Celebrations. Council agreed to accept the \$9,049 and proceed with their proposed work at the Colborne Cemetery with respect to the gates and pillars. Council agreed to contribute the balance of funds and adopt the following resolution.

Moved by Millian
Seconded by Rintoul

PROCEED WITH CEMETERY WORK / COLBORNE CEMETERY #6 THAT Ashfield-Colborne-Wawanosh Township Council hereby agrees to proceed with the proposed works at the Colborne Cemetery in the total amount of \$19,096 plus applicable taxes. This project is partially funded by the Colborne 175th Celebrations Committee.

Carried.

5.0 FINANCIAL REPORTS

No items scheduled.

6.0 REPORTS OF STAFF AND COMMITTEES

6.1 Water Department

6.1.1 Salford Watermain Replacement – Tenders

We have provided Council with a copy the report from Dale Erb from B.M. Ross & Associates in this regard.

STAFF COMMENTS: That Council accepts the tender of Bill & Tom Kempton Construction Ltd. in the total amount of \$118,401.71, taxes included.

ACTION: Council agreed to accept the quote from Bill & Tom Kempton Construction Ltd. as recommended.

Moved by Curran
Seconded by Black

ACCEPT
SALTFORD
WATERMAIN #7
TENDER

THAT Ashfield-Colborne-Wawanosh Township Council hereby accepts the tender of Bill & Tom Kempton Construction Ltd. in the total amount of \$118,401.71, taxes included, for the Salford Watermain and Control Valve Replacement.

Carried.

6.1.2 Water Operations & Maintenance Report – June/July 2011

We have provided Council with a copy of the monthly report prepared by Veolia Water Canada in regards to the operation and maintenance of our water systems for June & July 2011.

STAFF COMMENTS: For your information purposes.

ACTION: Noted and filed.

6.2 Building Department

6.2.1 Chief Building Official's Report

We have provided Council with a copy of Mr. Livingston's report. Mr. Livingston will not be present this evening.

STAFF COMMENTS: For your information purposes.

ACTION: Noted and filed.

6.3 Cemetery Department

No items scheduled.

6.4 Drainage Department

No items scheduled.

6.5 Administration Department

6.5.1 Report of Livestock Valuer

We have received Bob Trick's report in regards to one bull calf being killed by coyotes. Mr. Trick has approved payment to Jordan Fisher in a total amount of \$608.13 to reimburse the loss. Staff will forward the necessary paper work to the Province of Ontario for possible reimbursement.

STAFF COMMENTS: That we adopt the following resolution.

ACTION: Council agreed to adopt the following resolution for payment to Jordan Fisher. Staff will forward the necessary paper work to the Province of Ontario for possible reimbursement.

Moved by Millian
Seconded by Watt

LIVESTOCK
CLAIM #8

THAT Ashfield-Colborne-Wawanosh Council hereby accepts the "Report of the Livestock Valuer" for one bull calf owned by Jordan Fisher, being killed by coyotes, for a total claim of \$608.13.

Carried.

6.5.2 Lucknow Joint Boards – Snow Removal Contracts

The following snow removal contracts have been in place since 2008:

Lucknow Medical Centre – John Kranenburg - \$66 an hour plus \$40 for sanding
 Lucknow Fire Hall – Lloyd Collins Construction Ltd. - \$90 an hour plus \$50 for sanding
 Lucknow Arena – Lloyd Collins Construction Ltd. - \$90 an hour plus \$50 for sanding

STAFF COMMENTS: Does Council want to renew for another year at the same pricing as noted above or re-tender. We seek your direction.

ACTION: Council agreed to have staff re-tender the snow removal contracts for the Lucknow Joint Boards.

6.5.3 St. Helen's Reunion 2012 – Loan

We have provided Council with a copy of the proposed agreement for the loan of \$2,000 as Council agreed to at a past meeting. Council will need to adopt the agreement by by-law in Section 14.

STAFF COMMENTS: We seek your direction.

ACTION: Council agreed to adopt the loan agreement by by-law in Section 14, with one amendment being a loan of up to \$5,000 rather than \$2,000.

6.5.4 Official Plan Review – Follow-Up Review of Comments Received from Open Houses

Our meeting scheduled for Monday, August 22nd was cancelled due to the Tornado. We need to re-schedule that meeting.

STAFF COMMENTS: What date suits Council?

ACTION: Council agreed to set a date of Wednesday, September 28th at 7:00 pm.

6.5.5 Fire Area Coverage Changes – Letters

As Council may recall the changes in and around the Auburn Area are tentatively scheduled to change around September 28th. We have provided Council with the three draft letters to be signed by the Reeve that is planned on going out shortly to the affected parties.

- a) Lucknow to Blyth
- b) Clinton to Blyth
- c) Goderich to Blyth

STAFF COMMENTS: We seek your direction.

ACTION: Council approved the letters as presented, with the letters being mailed shortly.

6.5.6 North Huron Fire Area Coverage

We have provided Council with a copy of the agreement that is required to be adopted to accept the changes as approved by Council.

STAFF COMMENTS: That Council adopts the agreement by by-law in Section 14.

ACTION: Council agreed to adopt the agreement by by-law as presented in Section 14.

6.5.7 Lucknow & District Fire Board Coverage

We have provided Council with a copy of the "Schedule C" map that must be replaced in our existing agreement that is required to be adopted to accept the changes as approved by Council.

STAFF COMMENTS: That Council adopts the "Schedule C" by by-law in Section 14.

ACTION: Council agreed to adopt the "Schedule C" map as presented by by-law in Section 14.

6.5.8 Goderich Fire Area Coverage

In light of the tornado issues in Goderich, we have not yet addressed the issue if a new agreement and/or a new map is required. Staff will follow-up in a while after some of their issues have been resolved.

STAFF COMMENTS: For your information purposes.

ACTION: Noted.

6.5.9 Ontario Disaster Relief Assistance Program (ODRAP) – Update

On August 29th, Council adopted a resolution requesting the Minister of Municipal Affairs and Housing to declare the "Benmiller Area" a "disaster area" for the purposes of the Ontario Disaster Relief Assistance Program (ODRAP). At the time of the agenda package preparations, no word had yet been received. Staff reported that the Minister approved Council's declaration and is now requesting that we appoint a member to the Goderich & Area Disaster Relief Committee.

STAFF COMMENTS: None.

ACTION: Council agreed to adopt the following resolutions in this regard.

		Moved by	Watt	
		Seconded by	Millian	
DONATE TO GODERICH & AREA DISASTER RELIEF FUND	#9	THAT Ashfield-Colborne-Wawanosh Township Council hereby agrees to donate \$10,000 towards the Goderich & Area Disaster Relief Fund.		Carried.

		Moved by	Miller	
		Seconded by	Curran	
APPOINT MEMBER TO ODRAP COMMITTEE	#10	THAT Ashfield-Colborne-Wawanosh Township Council hereby appoints Doug Fines to the "Goderich and Area Disaster-Relief Committee", for the purposes of the Ontario Disaster Relief Assistance Program (ODRAP).		Carried.

6.6 Public Works Department

6.6.1 Public Works Activity Report

We have provided Council with a copy of the report prepared by Public Works Superintendent Brian Van Osch. Mr. Van Osch will be present this evening.

STAFF COMMENTS: For your information purposes.

ACTION: Noted and filed.

6.6.2 London Road Corridor Improvements – Update

The Certificate of Approval (C of A), from the Ministry of the Environment, has been issued, and Lavis Contracting started on August 22, 2011.

STAFF COMMENTS: For your information purposes.

ACTION: Noted.

6.6.3 Benmiller Tornado Report

We have provided Council with a copy of the report prepared by Public Works Superintendent Brian Van Osch in this regard.

STAFF COMMENTS: For your information purposes.

ACTION: Noted.

6.7 Environmental Services

No items scheduled.

6.8 Committee Reports

Councillor Watt reported on the Lucknow & District Fire Department Mutual Aid meeting in which he attended.

Councillor Millian reported on the meeting that he Mark Becker, and Brian Van Osch had with Capital Power and that we will be meeting again on September 14th.

7.0 OPEN FORUM

None.

8.0 NEW BUSINESS

No items scheduled.

9.0 CORRESPONDENCE COPIED FOR WHICH THE DIRECTION OF COUNCIL IS REQUIRED**9.1 Lucknow Fall Fair – Parade**

ACTION: Deputy-Reeve Rintoul will attend the opening on Friday night, with Reeve Van Diepenbeek attending the parade on Saturday.

9.2 Township of Huron-Kinloss / Official Plan Amendment – Request for Comments

ACTION: No comments.

10.0 CORRESPONDENCE RECEIVED AND COPIED FOR WHICH THE DIRECTION OF COUNCIL IS NOT REQUIRED**10.1 Huron Pioneer Thresher & Hobby Assn. Inc. – 50th Reunion & Parade**

ACTION: Council agreed to place a float in their parade.

10.2 Town of Petrolia – Goderich Tornado**10.3 Roger Watt Email – Ratepayer Input**

ACTION: Council agreed to defer some of the items to Budget 2012.

10.4 Lake Huron Centre for Coastal Conservation – E-news**11.0 CORRESPONDENCE AND INFORMATION ON COUNCIL TABLE**

No items scheduled.

12.0 UNFINISHED BUSINESS

No items scheduled.

13.0 IN-CAMERA SESSION

Moved by Black
Seconded by Curran

MOVE TO
IN-CAMERA

#11

THAT Ashfield-Colborne-Wawanosh Township Council move into an "In-Camera" session at 8:22 p.m. for the purpose of discussing:

- Matters of litigation and solicitor-client privileges.

Carried.

~

13.1 RETURN TO OPEN SESSION

Moved by Curran
Seconded by Watt

RISE FROM #12
IN-CAMERA

THAT Ashfield-Colborne-Wawanosh Township Council rise from of "In-Camera" session at 9:20 p.m.

Carried.

~

14.0 BY-LAWS AND AGREEMENTS

14.1 Colborne Lot Zoning Amendment By-Law

		Moved by	Watt
		Seconded by	Curran
AMEND ZONING BY- LAW	#13	THAT leave be given to introduce By-Law #54-2011 being a by-law to amend by-law 32-2008, of the Corporation of the Township of Ashfield-Colborne-Wawanosh, and that it now be read severally a first, second, and third time, and finally passed this 6 th day of September 2011.	

Carried.

14.2 St. Helen's Reunion 2012 Loan By-Law

		Moved by	Black
		Seconded by	Millian
ST. HELEN'S REUNION LOAN	#14	THAT leave be given to introduce By-Law #49-2011 being a by-law to authorize an agreement between the Township of Ashfield-Colborne-Wawanosh and the St. Helen's Reunion Committee, and that it now be read severally a first, second, and third time, and finally passed this 6 th day of September 2011.	

Carried.

14.3 Lucknow & District Fire Board Agreement By-Law

		Moved by	Rintoul
		Seconded by	Miller
LUCKNOW FIRE BOARD AGREEMENT	#15	THAT leave be given to introduce By-Law #55-2011 being a by-law to authorize an agreement between the Township of Ashfield-Colborne-Wawanosh and the Township of Huron-Kinloss, and that it now be read severally a first, second, and third time, and finally passed this 6 th day of September 2011.	

Carried.

14.4 North Huron Fire Agreement By-Law

		Moved by	Watt
		Seconded by	Millian
NORTH HURON FIRE BOARD AGREEMENT (BLYTH)	#16	THAT leave be given to introduce By-Law #56-2011 being a by-law to authorize an agreement between the Township of Ashfield-Colborne-Wawanosh and the Township of North Huron, and that it now be read severally a first, second, and third time, and finally passed this 6 th day of September 2011.	

Carried.

14.5 Knight Zoning Amendment By-Law

		Moved by	Curran
		Seconded by	Watt
KNIGHT ZONING AMENDMENT BY-LAW	#17	THAT leave be given to introduce By-Law #53-2011 being a by-law to amend By-Law 32-2008, as amended, of the Township of Ashfield-Colborne-Wawanosh, and that it now be read severally a first, second, and third time, and finally passed this 6 th day of September 2011.	

Carried.

14.6 Confirmation By-Law

		Moved by	Black
		Seconded by	Curran
CONFIRMATION BY-LAW	#18	THAT leave be given to introduce By-Law #57-2011 being a by-law to confirm the proceedings of the Township of Ashfield-Colborne-Wawanosh meeting held on September 6, 2011, and that it now be read severally a first, second, and third time, and finally passed this 6 th day of September 2011.	


Carried.

15.0 ADJOURN

Moved by Miller
Seconded by Watt

ADJOURN #19

THAT Ashfield-Colborne-Wawanosh Township Council does now adjourn to meet again on September 20, 2011 at 7:30 p.m. or at the Call of the Reeve.
Carried.
~


Reeve, Ben Van Diepenbeek



Administrator/Clerk-Treasurer, Mark Becker