



The Corporation of the Township of Huron-Kinloss

Council Meeting Minutes

Date: October 19, 2020
Time: 7:00 pm
Location: Electronic Meeting

Members Present Mitch Twolan, Mayor
Don Murray, Deputy Mayor
Lillian Abbott, Councillor
Jeff Elliott, Councillor
Jim Hanna, Councillor
Ed McGugan, Councillor
Carl Sloetjes, Councillor

Staff Present Mary Rose Walden, Chief Administrative Officer
Emily Dance, Clerk
Jodi MacArthur, Treasurer
John Yungblut, Director of Public Works
Mike Fair, Director of Community Services

1. Call to Order

Mayor Twolan called the meeting to order at 7:00 p.m.

Mayor Twolan recognized the passing of Marie Wilson, Deputy Mayor of the Municipality of Kincardine.

2. Disclosure of Pecuniary Interest

Mayor Twolan declared a conflict of interest on Section 8 By-Laws items 8.1 By-Law No. 2020-104 Zoning Hellyn Subdivision, 8.2 By-Law No. 2020-105 Subdivision Agreement - McTavish.

Deputy Mayor Murray declared a conflict of interest in Section 7.5 Property Standards Committee Member Resignation - Family Member

Mayor Twolan and Deputy Mayor Murray left the meeting when the items were being discussed.

3. Adoption of the Minutes

3.1 Motion to Adopt the October 5, 2020 Committee of the Whole Meeting Minutes

Resolution No.: 631

Moved by: Don Murray

Seconded by: Lillian Abbott

THAT the Township of Huron-Kinloss Council hereby adopts the October 5, 2020 Committee of the Whole Meeting Minutes as presented.

Carried

4. Delegations

4.1 South Bruce O.P.P

Krista Miller, South Bruce O.P.P Detachment Commander presented the South Bruce O.P.P 2019 Annual Report and provided Detachment updates from January 2020 to August 2020 as provided in the provided report.

4.2 Christine Welsh

Christine Welsh addressed Council on the servicing requirements for Lot 6 Somerville Street in Lucknow. Ms. Welsh indicated that following review of the staff report her preference is Option 1 to service Lot 6 initially. She felt that the costs to service the other lots was excessive. She indicated that by not servicing the lot now, the lot is virtually worthless. She would like to build on the property this year and has reached out to a local plumbing contractor that indicated they will be able to provide the servicing this year.

Council questioned if the lot was currently serviced and if it was on an unimproved road. The Director of Public Works confirmed that the property was not currently serviced, only the first three lots along Somerville Street, north of Ludgard Street are serviced. Beyond the third lot, there are no services and the road allowance is unopened. He also noted that the property was located within the floodplain and subject to Maitland Valley Conservation Authority regulations.

Council noted concerns that if they were to allow one lot to be serviced, in the future would the property owner come back and request improvements to the road. The Director of Public Works explained that the road is satisfactory for one lot, but if the remaining lots are to be serviced then he would recommend upgrading the road.

Council questioned if one lot was to be developed would we be giving up 6 lots. The Director of Public Works explained that if Lot 6 is serviced without completing a Class EA, the potential of eventually servicing the remaining six lots will be reduced because the cost of the EA and road improvements would be shared by six lots rather than seven lots.

Council asked how many EA are currently in progress. Township staff confirmed that currently one EA, Bob Street in Lucknow was in process. It is likely that development charges will be assigned to the lots and the costs will be recovered once the lots are developed.

The Chief Administrative Officer reminded Council that in Spring of 2020 an inquiry from a developer who was interested in purchasing the Township owned lots on Sommerville Street was brought forward. At the time the Township did not have the capacity to move forward with an EA and the proposed developer was not interested in paying the upfront costs.

Council commented on options to recoup costs if Somerville is eventually developed to ensure all property owners share in the costs for the improvements. It was suggested if Council wants to move forward with one lot then all other lots will have to pay the development costs, then the owner of the lot could enter into an agreement agreement that the property owner of Lot 6 would be responsible for future upgrades to Somerville for up to the next 7 years.

It was noted that if any of the other lots were to be developed then a Class EA would be required.

4.2.1 Somerville Street Servicing PW-2020-10-72

Resolution No.: 632

Moved by: Jeff Elliott

Seconded by: Jim Hanna

That the Township of Huron-Kinloss Council hereby approves Report Number PW-2020-10-72, prepared by John Yungblut, Director of Public Works AND authorizes staff to proceed with

Option 1 AND FURTHER that the owner of Lot 6 enter into an agreement with the Township to be responsible for future upgrades to Somerville for up to the next 7 years.

Carried

5. Financial Reports

5.1 September 2020 Accounts TR-2020-10-69

Resolution No.: 633

Moved by: Ed McGugan

Seconded by: Carl Sloetjes

That Township of Huron-Kinloss Council hereby ratifies and confirms payment of the September 2020 accounts in the amount of \$4,373,612.78.

Carried

5.2 October 2020 Accounts TR-2020-10-71

Resolution No.: 634

Moved by: Don Murray

Seconded by: Lillian Abbott

That the Township of Huron-Kinloss Council hereby authorizes payment of the October 2020 accounts in the amount of \$615,238.70

Carried

5.3 Revenue and Expenditure Reports to September 30, 2020 TR-2020-10-70

Resolution No.: 635

Moved by: Jeff Elliott

Seconded by: Jim Hanna

That Township of Huron-Kinloss Council hereby reviews and receives the summary revenue/expenditure reports to September 30, 2020 prepared by Jodi MacArthur, Treasurer.

Carried

5.4 Quarterly Tax Arrears to September 30, 2020 TR-2020-10-72

Resolution No.: 636

Moved by: Ed McGugan

Seconded by: Carl Sloetjes

That the Township of Huron-Kinloss Council hereby receives for information Report Number TR-2020-10-72 as prepared by Phyllis Hunter, Taxation/Revenue Clerk

Carried

6. Staff Reports

6.1 Financial Impact of COVID-19 Third Quarter Update and Safe Restart Phase 2 Funding TR-2020-10-73

Resolution No.: 637

Moved by: Don Murray

Seconded by: Lillian Abbott

That Township of Huron-Kinloss Council hereby receives for information Report Number TR-2020-10-73 and directs that no application be submitted for Safe Restart Phase 2 funding.

Carried

6.2 Ice Resurfacer Replacement CS 2020-10-44

Resolution No.: 638

Moved by: Jeff Elliott

Seconded by: Jim Hanna

That the Township of Huron-Kinloss Council hereby approves Report Number CS-2020-10-44 prepared by Mike Fair, Director of Community Services AND approves the quote of Zamboni in the amount of \$147,151.25 plus HST for the supply of one Zamboni model 450, one ice edger including blade change system and connects software system AND FURTHER authorizes the appropriate by-law coming forward on tonight's agenda.

Carried

6.3 Campbell Street Parking Lane Snow Plowing RFQ PW-2020-10-71

The Director of Public Works noted that there was an additional submission that was incomplete therefore was not included in this report.

Resolution No.: 639

Moved by: Ed McGugan

Seconded by: Carl Sloetjes

That the Township of Huron-Kinloss Council hereby approves Report Number PW2020-10-71 prepared by John Yungblut, Director of Public Works AND accepts the quotation from Lloyd Collins Construction Ltd. for snow removal services on the Campbell Street parking lanes in the amount of \$120 plus HST per hour for the 2020-2021 winter season and \$125 plus HST for the 2021-2022 winter season AND FURTHER authorizes the appropriate by-law come forward on tonight's agenda.

Carried

6.4 Information on the Table October 19, 2020 CLK-2020-10-89

Resolution No.: 640

Moved by: Don Murray

Seconded by: Lillian Abbott

That the Township of Huron-Kinloss Council hereby receives for information Report CLK2020-10-89 prepared by Kelly Lush, Deputy Clerk

Carried

7. Correspondence Requiring Direction

7.1 Municipal Elections Act

Resolution No.: 641

Moved by: Jeff Elliott

Seconded by: Jim Hanna

THAT the Township of Huron-Kinloss hereby supports Wollaston Township in requesting that the Minister of Municipal Affairs and Housing review the Municipal Elections to play schemes in rural communities where non-residential electors are permitted to participate in elections and provide more clear guidelines to assist Municipal Clerks in defining the voters' list and to ensure there is a clear way to report election fraud and FURTHER directs staff to forward a copy of this resolution to the Right Honourable Doug Ford, Premier of Ontario, the Minister of Municipal

Affairs and Housing , the Honourable Steve Clark and all Ontario Municipalities.

Carried

7.2 Accessibility for Ontarians with Disabilities Act

Resolution No.: 642

Moved by: Ed McGugan

Seconded by: Carl Sloetjes

THAT the Township of Huron-Kinloss hereby supports the Town of Amherstburg in requesting that the Province of Ontario extend the compliance deadline stated in the Accessibility for Ontarians with Disabilities Act, Section 14(4) of O.Reg 191/11 to require designated public sector organizations to meet the compliance standards, by a minimum of one (1) year to at least January 1, 2022; and that the Province of Ontario consider providing funding support and training resources to meet these compliance standards and FURTHER directs staff to forward a copy of this resolution to The Right Honourable Doug Ford, Premier of Ontario, The Association of Municipalities of Ontario and All Ontario Municipalities.

Defeated

7.3 The Ontario Heritage Act, Bill 108

Resolution No.: 643

Moved by: Don Murray

Seconded by: Lillian Abbott

THAT the Township of Huron-Kinloss hereby supports the Town of Amherstburg in recommending that Schedule 11 of Bill 108 be amended to remove the powers provided to the Local Planning Appeal Tribunal, retaining authority for hearing certain appeals by the Conservation Review Board; and, to return the authority for final decisions to municipal council's as the elected representative of the communities wherein the property and its features of cultural heritage value exist and FURTHER direct staff to forward a copy of the resolution to the Honourable Doug Ford, Premier of Ontario, the Honourable Lisa McLeod, Minister of Heritage, Sport, Tourism and Culture Industries and the Association of Municipalities of Ontario

Carried

7.4 Brian MacEachern Letter to Council October 3, 2020 and Draft Response

Resolution No.: 644

Moved by: Don Murray

Seconded by: Lillian Abbott

THAT the Township of Huron-Kinloss Council hereby receives the letter of Brian MacEachern dated October 3, 2020 AND directs staff to forward the draft response letter as presented.

Carried

7.5 Property Standards Committee Resignation

Deputy Mayor Murray left the meeting.

Resolution No.: 645

Moved by: Jeff Elliott

Seconded by: Jim Hanna

THAT the Township of Huron-Kinloss Council hereby accepts the resignation of Brian Murray from the Property Standards Committee AND FURTHER thanks Mr. Murray for the time served as a member.

Carried

8. By-Laws and Agreements

Deputy Mayor Murray returned to the meeting. Mayor Twolan left the meeting, Deputy Mayor Murray assumed the Chair.

8.1 By-Law No. 2020-104 being the Zoning – Hellyn Development Inc., PLAN 36 PARK LOT 46 TO 50; ALBERT W/S (Lucknow) By-Law

8.2 By-Law No. 2020-105 being the McTavish Subdivision Agreement By-Law

Resolution No.: 646

Moved by: Lillian Abbott

Seconded by: Jeff Elliott

THAT By-Law No. 2020-104 being the Zoning – Hellyn Development Inc., PLAN 36 PARK LOT 46 TO 50; ALBERT W/S (Lucknow) By-Law AND By-Law No. 2020-105 being the McTavish Subdivision Agreement By-Law be read a first, second, third time and finally passed this 19th day of October, 2020.

Carried

8.3 By-Law No. 2020-106 being the Lucknow Infiltration By-Law

Mayor Twolan returned to the meeting and assumed the Chair.

8.4 By-Law No. 2020-107 being the 2020-2021 and 2021-2022 Winter Sand Tender Acceptance By-Law

8.5 By-Law No. 2020-108 being the Winter Maintenance Equipment By-Law

8.6 By-Law No. 2020-109 being the Integrity Commissioner By-law

8.7 By-Law No. 2020-110 being the Integrity Commissioner Agreement (2021-2023) By-Law

8.8 By-Law No. 2020-111 being the Lebold Maintenance Agreement By-Law

8.9 By-Law No. 2020-112 being the Accept Quote Ice Resurfacer - Zamboni By-Law

8.10 By-Law No. 2020-113 being the Appoint Kreller as Landfill Attendant By-Law

8.11 By-Law No. 2020-114 being the Amend Emergency Pandemic Policies- Self -Screening By-Law

8.12 By-Law No. 2020-115 being the Accept Quote Surface Aerators By-Law

8.13 By-Law No. 2020-116 being the Accept Quote Collins- Parking Lanes Campbell Street By-Law

Resolution No.: 647

Moved by: Jim Hanna

Seconded by: Ed McGugan

THAT the following By-Laws be read a first, second, third time and finally passed this 19th day of October, 2020:

By-Law No. 2020-106 being the Lucknow Infiltration By-Law
By-Law No. 2020-107 being the 2020-2021 and 2021-2022 Winter Sand Tender Acceptance By-Law
By-Law No. 2020-108 being the Winter Maintenance Equipment By-Law
By-Law No. 2020-109 being the Integrity Commissioner By-law
By-Law No. 2020-110 being the Integrity Commissioner Agreement (2021-2023) By-Law
By-Law No. 2020-111 being the Lebold Maintenance Agreement By-Law
By-Law No. 2020-112 being the Accept Quote Ice Resurfacer - Zamboni By-Law
By-Law No. 2020-113 being the Appoint Kreller as Landfill Attendant By-Law
By-Law No. 2020-114 being the Amend Emergency Pandemic Policies-Self -Screening By-Law
By-Law No. 2020-115 being the Accept Quote Surface Aerators By-Law
By-Law No. 2020-116 being the Accept Quote Collins- Parking Lanes Campbell Street By-Law

Carried

9. Information

9.1 Grey Bruce Public Health Media Releases

9.2 Brian MacEachern October 15, 2020 Bruce Beach Drain Comments

9.3 Press Release October 15, 2020 - NWMO continues progress with landowners in South Bruce

Resolution No.: 648

Moved by: Carl Sloetjes

Seconded by: Don Murray

THAT the Township of Huron-Kinloss Council hereby receives for information all items listed on Section 9.

Carried

10. Township Committee Minutes Received

10.1 Lucknow and District Fire Board

10.2 Lucknow and District Joint Recreation Board

Resolution No.: 649

Moved by: Lillian Abbott

Seconded by: Jeff Elliott

THAT the Township of Huron-Kinloss Council hereby receives for information all items listed in Section 10.

Carried

11. Other Agency Minutes and Reports Received

11.1 Saugeen Valley Conservation Authority

11.2 Maitland Valley Conservation Authority

11.3 Mid-Huron Landfill 2019 Financial Statement

Resolution No.: 650

Moved by: Jim Hanna

Seconded by: Ed McGugan

THAT the Township of Huron-Kinloss Council hereby receives for information all items listed in Section 11.

Carried

12. New Business/Council Reports

None

12.1 New Business / Council Reports

13. Closed Session

Resolution No.: 651

Moved by: Carl Sloetjes

Seconded by: Don Murray

That the Township of Huron-Kinloss Council hereby moves into a Closed Meeting pursuant to Section 239(2)(b) Personal matters about an identifiable individual - Personal Matters (2) AND pursuant to Section 239 (2) (d) Labour relations or employee negotiations - Employee negotiations AND FURTHER return to open session upon completion.

Carried

14. Business Arising from the Closed Session

Councillor Sloetjes left the meeting.

Resolution No.: 657

Moved by: Lillian Abbott

Seconded by: Jeff Elliott

THAT Mayor Twolan reported a closed session was held and personal matters regarding identifiable individuals was discussed and direction given to staff AND labour relations and employee negotiations was discussed and direction given.

Carried

15. Confirming By-Law

15.1 Motion to Adopt Confirmatory By-Law

Resolution No.: 659

Moved by: Ed McGugan

Seconded by: Carl Sloetjes

THAT By-Law No. 2020-117 being the October, 2020 (2) By-Law be read a first, second, third time and finally passed this 19th day of October, 2020.

16. Adjournment

Resolution No.: 659

Moved by: Ed McGugan

Seconded by: Carl Sloetjes

THAT the Township of Huron-Kinloss Council hereby adjourn at 9:19 p.m.

Carried

Mayor

Clerk