



MINUTES
For the Regular Meeting of the
Council of the Municipality of West Grey
Held on Thursday, August 18, 2016 at 7:00 p.m.
At the Council Chambers – West Grey Municipal Office

Council Mayor Kevin Eccles, Deputy Mayor John A. Bell, Councillor Bev Cutting, Councillor Doug Hutchinson, Councillor Carol Lawrence, Councillor Don B. Marshall, Councillor Rob Thompson

Staff Mark Turner, Clerk; Brent Glasier, Director of Infrastructure and Public Works
Kerri Mighton, Director of Finance/Treasurer – during report

Moment of Reflection

Declarations of Pecuniary Interest and General Nature Thereof

– Councillor Lawrence declared a pecuniary interest relating to the “Request for Proposals (Real Estate Services) item contained in the Clerk – Report CR #08/18/2016, and By-law Number 75-2016, as her husband is a real estate agent. Councillor Lawrence left the Council Chambers during discussions relating to the “Request for Proposals (Real Estate Services), and did not discuss, or vote on, this matter. Councillor Lawrence did not discuss, or vote on, By-law Number 75-2016.

Councillor Thompson declared a pecuniary interest during the “Question Period” discussions relating to the parking issue in Ayton and enforcement by the West Grey Police Service, as Councillor Thompson is a former member of the West Grey Police Service. Councillor Thompson did not discuss, or vote on, this matter.

Closed Session - None

Matters Arising from the Closed Session - n/a

Public Meetings - None

Part I - Consent Agenda

Marshall-Cutting, Be it resolved that, Items A1 to C1 inclusive, contained in Part 1 – Consent Agenda, be adopted, as amended; And further that, authorization be given for the action to be taken as may be necessary to give effect to the recommendations contained therein. ... #284-16 **Carried.**

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Adoption of Minutes

Council:

- A1 Minutes of Regular Council Meeting – August 3, 2016
- Minutes of Committee of the Whole (Planning) – August 8, 2016

Resolution Prepared – Minutes Be Adopted as Circulated

Committees:

- A2 West Grey Committee of Adjustment – August 8, 2016 (draft)

Other

- A3 West Grey Chamber of Commerce – May 2, 2016 & June 8, 2016
– resolution #285-16

Thompson-Bell, Be it resolved that, the minutes of the Regular Meeting of the Council of the Municipality of West Grey, held on August 3, 2016, and the minutes of the Committee of the Whole (Planning) Meeting of the Municipality of West Grey, held on August 8, 2016, be adopted, as amended and printed, respectively;

Further that, the Minutes of the West Grey Committees – A2, be received, as circulated;

And further that, the Minutes of the Other Committees – A3, be received, as circulated. ... #285-16 Carried.

Award of Tenders

- B1 None

Routine Department Reports

- C1 Director of Building Services/C.B.O. – Report #CBOC 08/18/16
(received for information)

Miscellaneous Correspondence (For Information Only - Not Circulated but Available for Viewing at Meeting)

- D1 South East Grey Community Health Centre – request to proclaim the week of September 26-October 1, 2016 as “Community Health & Wellbeing Week”. (Mayor Eccles requested this item be lifted from “Miscellaneous Correspondence” and considered in the “Direct Motion” section of the Agenda. Council agreed to consider a “Direct Motion” - see resolution #302-16)

Future Committee Meetings

- E1 West Grey Committee of the Whole – August 29, 2016, 9:00 a.m., West Grey Municipal Office

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Part II - Regular Agenda

Communications from the Mayor and Council

Mayor Eccles, Deputy Mayor Bell, and Councillor Lawrence and Hutchinson, reported on past activities and events since the last regular meeting of Council, and on upcoming events and activities.

Delegations

Twan Peters, CEO/President, Eh!Tel Networks Inc.

Twan Peters, CEO/President, Eh!Tel Networks Inc., came before Council to discuss a proposed attachment to the Durham Water Tower.

Mr. Peters provided a brief history of Eh!Tel, noting their company was incorporated in 2010, with a focus on providing fibre to rural homes.

Mr. Peters indicated that approval for their attachment to the Durham Water Tower would result in increased bandwidth to meet demand in West Grey, and will be a launch pad for fibre to the home.

Council authorized the Director of Infrastructure and Public Works and CAO/Deputy Clerk to further discuss the proposal with Eh!Tel, and to verify any potential impacts on existing attachments/services.

Tony Lorenz

Tony Lorenz came before Council to discuss the shipping container at his property described as 137 Garafraxa St. N, Durham, as it relates to a property standards enforcement Order.

Mr. Lorenz noted he purchased the property approximately three years ago, and placed the shipping container on the property for storage purposes. Mr. Lorenz was unaware of the by-law restricting shipping containers, as he has seen other shipping containers in West Grey.

Mayor Eccles suggested if there is a way to enclose the shipping container. Mr. Lorenz noted he could fence the property.

The Clerk noted some of the issues relating to shipping containers, including the aesthetics of shipping container, setback requirements, what zones to approve the use of shipping containers if considered to be permitted by Council, and the requirement for a building permit if legalized by Council.

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Council requested the issue of shipping containers to be discussed during the September 12, 2016 Committee of the Whole (Planning) Meeting. – resolution #286-16, #287-16

Bell-Thompson, Be it resolved that, the Council of the Municipality of West Grey hereby requests that the Order to remove the shipping container at 137 Garafraxa St. N., Durham, be stayed for a period of 60 days. ... #286-16 Carried.
(The original resolution was amended by resolution #287-16 from "... a period of 45 days.", to "... a period of 60 days.")

Lawrence-Cutting, Be it resolved that, the Council of the Municipality of West Grey hereby amends resolution #286-16 to allow for a period of 60 days. ... #287-16 Carried.

Business Arising from the Previous Meeting - None

Staff Reports

Director of Finance/Treasurer - Report #FTR 08/18/16

Approval of Accounts, Voucher #15-2016 – resolution #288-16

Budget for Durham Library Move – resolution #289-16

Letter from the City of Quinte West re: Small Campgrounds (received for information)

Council Remuneration – month ended July 2016 (received for information)

3rd Quarter 2016 Mileage Reimbursement Rate (received for rate)

Cutting-Lawrence, Be it resolved that, the Director of Finance/Treasurer be authorized to pay the accounts presented as Voucher #15-2016 of the Municipality of West Grey, in the amount of \$583,929.47. ... #288-16 Carried.

Lawrence-Cutting, Be it resolved that, the Council of the Municipality of West Grey hereby approves the expenses associated with moving the Durham Library Branch to a maximum of \$30,000 net HST. ... #289-16 Carried.

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Clerk – Report #CR 08/18/16

Overnight Camping at the Neustadt Lions Community Park (Council supported the proposal to place a “No Overnight Camping” sign at the Neustadt Lions Community Park. The Clerk will verify with the West Grey Police Service to determine if this is sufficient for enforcement purposes.)

Canteen Rental Agreement – Durham & District Community Centre – resolution #290-16

Durham Fitness Centre – resolution #291-16

Request for Proposals (Real Estate Services) (see By-law Number 75-2016)

Hutchinson-Bell, Be it resolved that, the Council of the Municipality of West Grey hereby approves a one year extension of the Durham & District Community Centre Canteen Rental Agreement with Denise Grove, based on the same terms and conditions contained in By-law Number 59-2014.

... #290-16

Carried.

Marshall-Cutting, Be it resolved that, the Council of the Municipality of West Grey hereby approves the request from the Durham Fitness Centre for the provision of West Grey Public Works staff and equipment to facilitate an upgrade to the Durham Fitness Centre grounds, and approves the trade/sale of certain fitness equipment. ... #291-16 Carried.

By-Laws – First, Second & Third Readings

70-2016 A By-law to rezone Part Lot 63, Concession 2, former Township of Normanby, to permit a Garden Suite for farm help for a temporary period not to exceed five years (Harris) – resolution #292-16

71-2016 A By-law to rezone Part of Lots 14 and 15, Concession 1, East of Garafraxa Road; Part of Divisions 2 and 3, Lot 27, Plan 500, Lot 1; Part of Park Lot 9, Part Lot 13, North Side of South Street, Lots 1 to 10; former Town of Durham (S & A Equipment Rentals Limited/Durham Stone & Paving) – resolution #293-16

72-2016 A By-law to rezone Concession 1 EGR, Div. 2, Part Lot 27, RP17R1175, Part 1, RP16R10215, Part 1, (483 Albert Street South), former Town of Durham (579575 Ontario Ltd.) – resolution #294-16

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- 73-2016 A By-law to license trailers in the Municipality of West Grey – resolution #295-16
- 74-2016 A By-law to rezone Part Lot 6, Concession 10, former Township of Bentinck, to permit a commercial kennel with a maximum of fifty (50) adult dogs (Kuepfer) – resolution #296-16 (Note: By-law Number 74-2016 was refused/not passed by Council.)
- 75-2016 A By-law to enter into a Real Estate Services Contract Agreement between the Municipality of West Grey and Glen G. Reay (Wilfred McIntee & Co. Ltd. Brokerage) – resolution #297-16
- 76-2016 A By-law to confirm the proceedings of the August 18, 2016 Council meeting – resolution #298-16

Thompson-Hutchinson, Be it resolved that, By-law Number 70-2016, being a By-law to rezone Part Lot 63, Concession 2, former Township of Normanby, to permit a Garden Suite for farm help for a temporary period not to exceed five years (Harris), be now read a first, second and third time, passed and numbered and that the said by-law be signed by the Mayor and CAO/Deputy Clerk, sealed with the seal of the Corporation and be engrossed in the by-law book. ... #292-16 Carried.

Lawrence-Cutting, Be it resolved that, By-law Number 71-2016, being a By-law to rezone Part of Lots 14 and 15, Concession 1, East of Garafraxa Road; Part of Divisions 2 and 3, Lot 27, Plan 500, Lot 1; Part of Park Lot 9, Part Lot 13, North Side of South Street, Lots 1 to 10; former Town of Durham (S & A Equipment Rentals Limited/Durham Stone & Paving), be now read a first, second and third time, passed and numbered and that the said by-law be signed by the Mayor and CAO/Deputy Clerk, sealed with the seal of the Corporation and be engrossed in the by-law book. ... #293-16 Carried.

Bell-Thompson, Be it resolved that, By-law Number 72-2016, being a By-law to rezone Concession 1 EGR, Div. 2, Part Lot 27, RP17R1175, Part 1, RP16R10215, Part 1, (483 Albert Street South), former Town of Durham (579575 Ontario Ltd.), be now read a first, second and third time, passed and numbered and that the said by-law be signed by the Mayor and CAO/Deputy Clerk, sealed with the seal of the Corporation and be engrossed in the by-law book. ... #294-16 Carried.

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Thompson-Hutchinson, Be it resolved that, By-law Number 73-2016, being a By-law to license trailers in the Municipality of West Grey, be now read a first, second and third time, passed and numbered and that the said by-law be signed by the Mayor and CAO/Deputy Clerk, sealed with the seal of the Corporation and be engrossed in the by-law book. ... #295-16 Carried.

Bell-Thompson, Be it resolved that, By-law Number 74-2016, being a By-law to rezone Part Lot 6, Concession 10, former Township of Bentinck, to permit a commercial kennel with a maximum of fifty (50) adult dogs (Kuepfer), is hereby refused. ... #296-16 REFUSED.

Bell-Hutchinson, Be it resolved that, By-law Number 75-2016, being a By-law to enter into a Real Estate Services Contract Agreement between the Municipality of West Grey and Glen G. Reay (Wilfred McIntee & Co. Ltd. Brokerage), be now read a first, second and third time, passed and numbered and that the said by-law be signed by the Mayor and CAO/Deputy Clerk, sealed with the seal of the Corporation and be engrossed in the by-law book. ... #297-16 Carried.

Marshall-Cutting, Be it resolved that, By-law Number 76-2016, being a By-law to confirm the proceedings of the August 18, 2016 Council meeting, be now read a first, second and third time, passed and numbered and that the said by-law be signed by the Mayor and CAO/Deputy Clerk, sealed with the seal of the Corporation and be engrossed in the by-law book. ... #298-16 Carried.

New Business

Director of Infrastructure and Public Works – Report #08/18/2016 – resolution #299-16

Grey County – Niagara Escarpment Commission – see resolution #300-16

Bylaw Number 77-2016 – see resolution #301-16

Grey County Long Term Care (Mayor Eccles reported on a resolution passed during the July 5, 2016 Grey County Council meeting requesting staff to bring back a report to the Social Services Committee outlining further items for consideration relating to long-term care redevelopment in Grey County, including public-private partnership opportunities. (received for information)

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Addendum - None

Notice of Motion/Direct Motions

DIPW Report – resolution #299-16

Grey County – Niagara Escarpment Commission – resolution #300-16

Bylaw Number 77-2016 – resolution #301-16

South East Grey Community Health Centre – resolution #302-16

Thompson-Hutchinson, Be it resolved that, the Council of the Municipality of West Grey hereby authorizes the Director of Infrastructure and Public Works to submit bids up to a maximum limit of \$35,000 plus taxes and a buyer's premium of 7.5% for a single axle 2006 International truck currently on "Gov. Deals", or similar truck. ... #299-16 Carried.

Bell-Thompson, WHEREAS the province has put forward proposed changes to the Niagara Escarpment Plan (NEP) as part of the overall Coordinated Land Use Plan Review, including proposed changes to the designations as well as proposed additions to the Niagara Escarpment Plan Area;

AND WHEREAS the consultation process to date has not provided enough information for municipalities and landowners to comment on the proposed changes and to fully understand the potential impacts that could result from the proposed changes;

AND WHEREAS the proposed changes and the proposed expansion to the Niagara Escarpment Plan will have a negative economic impact to municipalities;

AND WHEREAS municipalities are important partners in the implementation of land use planning and provincial policies;

AND WHEREAS municipalities already have official plans and zoning by-laws that are consistent with the Provincial Policy Statement which will ensure that the lands proposed to be added to the Niagara Escarpment Plan will be developed in an appropriate and sustainable manner;

NOW THEREFORE BE IT RESOLVED THAT the Council of the Municipality of West Grey does not support the proposed changes or expansion to the Niagara Escarpment Plan until a collaborative consultation process has been completed, including more detailed mapping being provided to allow municipalities and landowners to better understand the proposed changes;

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AND THAT the Municipality of West Grey requests an extension to the comment deadline of September 30th, 2016 until such time as a collaborative consultation process has been completed;

AND THAT the Municipality of West Grey is willing to work with the province and the Niagara Escarpment Commission on developing a more collaborative consultation process whereby municipalities are considered partners in the process;

AND THAT this motion be forwarded to the province and the Niagara Escarpment Commission as the Municipality of West Grey's initial comments regarding the proposed changes and the proposed expansion to the Niagara Escarpment Plan.

... #300-16

Carried.

Marshall-Lawrence, Be it resolved that, By-law Number 77-2016, being a By-law to further amend By-law Number 133-2004, be now read a first, second and third time, passed and numbered and that the said by-law be signed by the Mayor and CAO/Deputy Clerk, sealed with the seal of the Corporation and be engrossed in the by-law book. ... #301-16

Carried.

Cutting-Lawrence, WHEREAS Ontario must achieve the best possible health and wellbeing for everyone living in the province;

WHEREAS health is much more than the absence of illness; it is the complete state of physical, mental, spiritual and social wellbeing;

WHEREAS better health and wellbeing begins in our homes, in our schools, in our workplaces, and in the communities where we live;

WHEREAS treating people's illnesses and sending them back to the same conditions that produced their sickness will only result in continued ill-health;

WHEREAS by ensuring better health and wellbeing for all, and by creating programs and services that improve the health of the entire community, we will ease pressures on our health care system and strengthen Medicare, one of our country's finest achievements.

WHEREAS Ontario's health providers, health agencies, Local Health Integration Networks and the provincial government must work towards a future without systemic barriers that prevent people from reaching their full health potential, a

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future where everyone can make the choices that allow them to live a fulfilling life;

WHEREAS to achieve this future we need to shift Ontario's fragmented sickness system to a Community Health and Wellbeing system that promotes the best possible health and wellbeing for everyone living in Ontario;

WHEREAS during the week of September 26th – October 1st, 2016, Canadians across the country will be spotlighting the importance of working better together to achieve a complete sense of health and wellbeing for all people and all communities in Ontario;

NOW THEREFORE BE IT RESOLVED THAT the Council of the Municipality of West Grey does hereby proclaim the week of September 26th-October 1st, 2016 to be "Community Health and Wellbeing Week" in the Municipality of West Grey.

... #302-16

Carried.

Closed Session – Incomplete Items Only – n/a

Matters Arising from Closed Session – Incomplete Items Only – n/a

Question Period

Dave Heuchan requested By-law Number 77-2016 be sent to the complainant. Mayor Eccles indicated he will communicate to the Chief and Deputy Chief as to the contents of the by-law, however, the Police Services Act does not permit the Mayor to give direction to police officers regarding operational matters.

Roy Diemert asked what is going to be done about the parking tickets that were issued by the West Grey Police Service for those that parked on the grass boulevard. Mayor Eccles indicated this matter is still being discussed at the West Grey Police Service as to whether or not the parking fines will be removed.

John Diemert asked how can a parking ticket be issued when there is no sign that indicates parking is not permitted. Mayor Eccles noted there are some roads, particularly rural roads, that signage cannot be placed due to costs.

Dave Heuchan asked what is the definition of harassment. Mayor Eccles indicated if there are witnesses and collaboration, then the West Grey Police Service can be contacted and they will deal with it.

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Sheila Meyer asked if individuals who have already paid the parking fine will be reimbursed. Mayor Eccles indicated the fees paid for parking tickets cannot be reimbursed.

Jim Meyer asked if individuals can get a written document that individuals can park on the grass boulevard. Mayor Eccles responded that a copy of By-law Number 77-2016 can be provided to individuals.

Joe Murphy asked why the Centennial Hall parking lot was closed. Mayor Eccles stated that the whole area was licensed at the time, so they could not have vehicles moving in and out.

Bob Miller asked if the Province pays for damages to bees/bee hives caused by bears. The Clerk noted there is a program administered by the Ontario Ministry of Agriculture that provides for compensation for damage to bees/bee hives caused by bears.

Bob Miller asked if trailers in campgrounds will have to pay the West Grey trailer licensing fee. Mayor Eccles responded that the West Grey Trailer Licensing By-law exempts trailers in campgrounds from the provisions of the by-law. Bob Miller asked if trailer owners will have to apply for a zoning by-law amendment to permit trailers on weekends. Mayor Eccles indicated that these trailer owners would pay the trailer license fee that is provided for in the trailer licensing by-law.

Municipal Act – Notices - None

Adjournment

Hutchinson, Resolved that, we do now adjourn at 9:35 p.m., to meet again on September 7, 2016, 10:00 a.m., or at the call of the Mayor. Carried.

(Signed)
Kevin Eccles, Mayor

(Signed)
Larry C. Adams, CAO/Deputy Clerk