AGENDA

For the Regular Meeting of the
Council of the Municipality of West Grey
To be Held on Monday, November 20, 2017 at 6:00 p.m.
At the Council Chambers – West Grey Municipal Office

1. Call to Order         6:00 p.m.

2. Moment of Reflection

3. Declarations of Pecuniary Interest & General Nature Thereof

4. Closed Session

Personal matters about an identifiable individual, including municipal or local board employees; a proposed or pending acquisition or disposition of land for municipal or local board purposes; and labour relations or employee negotiations.

5. Matters Arising from the Closed Session

6. Public Meeting - None

7. Part I - Consent Agenda          7:05 p.m.

(For the purpose of convenience and for expediting meetings, matters of business that are of repetitive or routine nature are included in the Consent Agenda, and all such matters of business contained in the Consent Agenda are voted on collectively. A particular matter of business may be singled out from the Consent Agenda for debate or for a separate vote upon the request on any Councillor. In the case of a separate vote, the excluded matter of business is severed from the Consent Agenda and only the remaining matters of business contained in the Consent Agenda are voted on collectively. Each and every matter of business contained in the Consent Agenda is recorded separately in the minutes of the meeting.)
November 20, 2017

Adoption of Minutes
(Only changes in the form or errors or omissions taken at a previous meeting may be made in adopting the Minutes. Other comments are out of order.)

Council:
A1 Minutes of Regular Council Meeting – November 6, 2017 (draft) (attachment)
   Minutes of Special Council Meeting – November 3, 2017 (draft) (attachment)
   Minutes of Special Committee of the Whole Meeting (2018 Preliminary Budget) – November 2, 2017 (draft) (attachment)
   Minutes of Committee of the Whole (Planning) Meeting – November 13, 2017 (draft) (attachment)

Resolution Prepared – Minutes Be Adopted as Circulated

Committees:
A2 West Grey Parks & Recreation Committee – October 11, 2017 (attachment)
   West Grey Committee of Adjustment – November 13, 2017 (draft) (attachment)

Resolution Prepared – Minutes Be Received as Circulated

Other
A3 Multi-Municipal Wind Turbine Working Group – September 14, 2017 (attachment)
   West Grey Public Library Board – September 20, 2017 (attachment)

Resolution Prepared – Minutes Be Received as Circulated

Award of Tenders
B1 None

Routine Department Reports
Clerk – Report #CC 11/20/17 (attachment)

Miscellaneous Correspondence (For Information Only - Not Circulated but Available for Viewing at Meeting)
D1 None

Future Committee Meetings
E1 West Grey Committee of the Whole Meeting – November 27, 2017, 9:00 a.m., West Grey Municipal Office
Part II - Regular Agenda

8. Communications from the Mayor and Council

9. Delegations

Cuesta Planning Consultants re: Bylaw Number 9-2017 7:15 p.m. (John Spaleta)

Elisa Vander Hout – re: former Durham Public Library Library building 7:30 p.m.

Carol Leibold - request to waive or reduce recreation facility rental fees when recreation committees are hosting 100% fundraising events 7:45 p.m.

10. Business Arising from the Previous Meeting

11. Staff Reports 8:00 p.m.

Director of Finance/Treasurer – Report #FTR 11/20/17 (attachment)
Director of Infrastructure and Public Works - #FTR 11/20/17 (attachment)
Clerk – Report #CR 11/20/17 (attachment)

12. By-Laws – First, Second & Third Readings 9:30 p.m.

9-2017 A By-law to rezone lands described as Part Lot 29, Concession 2 WGR, former Township of Bentinck, Municipality of West Grey (Spaleta) (attachment)

106-2017 A By-law to repeal By-law Number 18-2011, being a By-law that appointed Harold McKnight as the Drainage Superintendent for the Municipality of West Grey (attachment)

107-2017 A By-law to appoint members to the Municipality of West Grey Committee of Adjustment (attachment)

108-2017 A By-law to enter into a Winter Maintenance Agreement between the Municipality of West Grey and the County of Grey (attachment)

109-2017 A By-law to rezone lands described as Part Lots 103 & 104, Concession 2 SWTSR, former Township of Glenelg (Martha Bosch – ZA-10/17 / B09/2017)
110-2017 A Site Plan Control Area By-law for lands described as Plan 500, Part Lots 4-6, Queen W/S (226 & 240 Queen Street South), former Town of Durham (Bruce Gilkinson)

111-2017 A By-law to confirm the proceedings of the November 20, 2017 Council meeting (attachment)

13. New Business

14. Addendum

15. Notice of Motion/Direct Motions
   (Notices of Motion shall consist of motions brought forward by individual members for the consideration of Council. The member shall read the proposed motion and shall present a copy of it in writing to the Clerk. The Clerk shall include the motion in the agenda of the next regular Council meeting under “New Business”. Direct Motions may be introduced under this section of the agenda with the consent of a 2/3 majority of Council. All such motions shall be introduced no later than one-half hour before curfew. It is the intent of Direct Motions to consider items which, due to time constraints, require the immediate attention of Council.)

16. Closed Session – Incomplete Items Only

17. Matters Arising from Closed Session – Incomplete Items Only

18. Question Period 9:45 p.m.
   (Inquiries during the question period shall be directed by the public and press to Council members and shall deal with matters specific to Agenda business. A maximum of two (2) minutes per person is allotted for questions, and the maximum time allotted for the Question Period as a whole is fifteen (15) minutes. Each inquiry made during the question period shall be recorded in the minutes, and the minutes shall note whether the inquiry was answered or requires an answer at or before the next meeting.)
(5) November 20, 2017

19. **Municipal Act – Notices**
(Notices pursuant to Section 251 of the Municipal Act 2001, and in accordance with West Grey By-law No. 3-2003, are entered here for public notification purposes. Items listed will be placed on the next regularly scheduled meeting of the Council)

20. **Adjournment** 9:55 p.m.
*Please Note: all times are approximate, and are subject to change.*
The following resolutions will be individually left on the table for signatures by Council for a Mover and Seconder, as they will not be individually read at the Council Meeting, as there will be only one resolution read during the Council meeting to approve items A1 – C1 in the Consent Agenda.

Be it resolved that, the Minutes of the Regular Council Meeting held on November 6, 2017; the Minutes of the Special Council Meeting held on November 3, 2017; the Minutes of the Special Committee of the Whole Meeting (2018 Preliminary Budget), held on November 2, 2017; and the Minutes of the Committee of the Whole Meeting held on November 13, 2017; be adopted, as printed;
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.

Be it resolved that, the Council of the Municipality of West Grey hereby approves changing the January 8, 2018 Committee of the Whole meeting date to January 15, 2018, commencing at 9:00 a.m.
Moment of Reflection

Declarations of Pecuniary Interest and General Nature Thereof
- None

Closed Session
Bell-Cutting, Whereas, the Municipal Act, S.O. 2001, Section 239 (2), authorizes Councils of municipalities to close to the public a meeting or part of a meeting for dealing with certain subject matters,
Now therefore be it resolved that, the Council of the Municipality of West Grey, does now go into a closed session of Council at 1:11 p.m., to discuss items which relate to personal matters about an identifiable individual, including municipal or local board employees; and labour relations or employee negotiations. ... #385-17  Carried.

Cutting-Hergert, Be it resolved that, the Council of the Municipality of West Grey hereby returns to Open Session of Council at 5:26 p.m. ... #386-17  Carried.

(Mayor Eccles confirmed that only closed session items identified were discussed in closed session)

Matters Arising from the Closed Session – n/a
Public Meetings – None
Part I - Consent Agenda
Thompson-Bell, Be it resolved that, Items A1 to C1 inclusive, contained in Part 1 – Consent Agenda, be adopted, as printed; And further that, authorization be given for the action to be taken as may be necessary to give effect to the recommendations contained therein. ... #372-17 Carried.

Adoption of Minutes
Council:
A1 Minutes of Regular Council Meeting – October 16, 2017
Minutes of Special Council Meeting – October 30, 2017
Minutes of Special Committee of the Whole Meeting (2018 Preliminary Budget) – October 13, 2017
Minutes of Committee of the Whole Meeting – October 30, 2017

Committees:
A2 Neustadt Recreation Advisory Committee – September 20, 2017
Durham Recreation Advisory Committee – September 21, 2017
West Grey Economic Development Committee – September 21, 2017
Normanby Recreation Advisory Committee – September 27, 2017
Neustadt Recreation Advisory Committee – October 11, 2017

Other
A3 West Grey Health & Safety Committee – September 13, 2016 & January 16, 2017 (approved), and September 19, 2017 (draft)
Saugeen Mobility and Regional Transit – July 28, 2017 & September 22, 2017
Elmwood Community Centre Board – September 19, 2017
Saugeen Valley Conservation Authority – September 19, 2017
Saugeen Municipal Airport – September 20, 2017
West Grey Chamber of Commerce – September 5, 2017 – resolution #373-17

Cutting-Hergert, Be it resolved that, the Minutes of the Regular Council Meeting held on October 16, 2017; the Minutes of the Special Council Meeting held on October 30, 2017; the Minutes of the Special Committee of the Whole Meeting (2018 Preliminary Budget); and the Minutes of the Committee of the Whole Meeting held on October 30, 2017; be adopted, as printed;
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. ... #373-17 Carried.

**Award of Tenders**
B1 None

**Routine Department Reports**
C1 Clerk – Report #CC 11/06/17 – resolution #372-17

**Hergert-Cutting, Be it resolved that, the Council of the Municipality of West Grey hereby approves the 2018 Council/Committee of the Whole Meeting dates and the 2018 Committee of Adjustment/Committee of the Whole (Planning) Meeting dates, as contained in the Clerk’s Report CC #11/06/17. ... #372-17 Carried.**

**Miscellaneous Correspondence** (For Information Only - Not Circulated but Available for Viewing at Meeting)
D1 Ministry of Natural Resources and Forestry – re: operation of Ayton Mill Pond Dam sleuth
D2 The Elmwood and District Chamber of Commerce – thank-you letter for placement of planters and flower baskets in Elmwood
D3 Town of Amherstburg – resolution re: concrete barriers on Highway 401

**Future Committee Meetings**
E1 West Grey Committee of Adjustment – November 13, 2017, 1:00 p.m., West Grey Municipal Office
E2 West Grey Committee of the Whole (Planning) Meeting – November 13, 2017, 1:30 p.m., West Grey Municipal Office

**Part II - Regular Agenda**

**Communications from the Mayor and Council**
Mayor Eccles and Councillor Lawrence reported on past activities and events since the last regular meeting of Council, and on upcoming events and activities.
Delegations

Heather Wright, Friends of Music at Vickers Park
Heather Wright, Friends of Music at Vickers Park, presented a cheque in the amount of $1,000 for use by the West Grey Parks Committee, possibly towards the development of a trail system. Mrs. Wright thanked the Parks Committee for the beautiful flowers planted throughout Durham.

Dale Ahrens, Chair, Elmwood Community Centre Board
Dale Ahrens, Chair, Elmwood Community Centre Board, updated Council on the kitchen renovation project.

Mr. Ahrens reported the cost estimate of the kitchen renovation project is 80,000.00, although some additional projects were suggested such as an additional entrance ($28,000), refurbishing of the entrance ($6,000), and updating of appliances ($20,000). It is not anticipated that the additional entrance project will go ahead at this time. Over $80,000 has been raised for this project to date, and the Board is waiting for word on the outcome of some grant applications.

Mr. Ahrens suggested updating the joint Elmwood Community Centre Board Agreement between West Grey and Brockton due to some differences in policy or interpretation of policies.

The Elmwood Community Centre is now a heating and cooling centre for Brockton in case of an emergency, and suggested West Grey inform West Grey ratepayers in Elmwood of this availability.

Mr. Ahrens suggested West Grey provide some type of recognition for Shirley Young for her time as Secretary of the Board. Mr. Ahrens also thanked West Grey for their efforts in beautifying Elmwood with flowers. Mr. Ahrens provided a list of upcoming events in Elmwood.

Council requested the Director of Finance/Treasurer to meet with the Brockton CAO and/or Treasurer to discuss the potential update of the Elmwood Community Centre Board Agreement.

Dave Kennedy, Manager, & Dave Schmidt, Vice-Chair, Saugeen Municipal Airport
Dave Kennedy, Manager, & Dave Schmidt, Vice-Chair, Saugeen Municipal Airport, provided Council with an update on the 2017-2018 Action Plan.

Items in the Action Plan completed as of October 2017 include SMA Hangar, installation of lights and wall outlets ($2,327); replacement of counter tops, sinks and taps in kitchen ($1,800); replacement of trim mower ($5,913); repainting of runway lines and numbers ($5,642); and removal of trees and stumps ($6,000). Some unforeseen expenses included paving various small areas ($5,350); replacement of hot water heater ($4,450); and replacement of septic tank pumps ($1,800).

All leases and access fees were reviewed, and these fees will be updated to increase the revenue stream for the Airport. The Flight School is in operation, as is a new restaurant (Tilley’s Café & Bakery).

Surplus funds resulting from the Snowbirds event were donated to the Saugeen Municipal Airport. These funds were used for new approaches that will improve the range and safety for aircraft using the airport.

Council noted its appreciation for the volunteers at the Airport.

The Saugeen Municipal Airport is looking at potential businesses that could be set-up within the Airport property.

Mr. Schmidt indicated that much of the airport infrastructure is 24 years old, and at some point, will need replaced.

Mayor Eccles thanked Mr. Schmidt and Mr. Kennedy for their presentation.

Kyle Kuepfer

Kyle Kuepfer came before Council to discuss the status of the garden suite (granny flat) at his property described as Lot 25, Concession 13, Bentinck. The garden suite was to have been relocated by October 12, 2017 near the cluster of his house and buildings, but it has not been moved to date.

Mr. Kuepfer requested an extension of time to move the garden suite. He has decided he does not want to move it close to his house as it is
November 6, 2017

too expensive to move, and wants a time extension to provide sufficient time to sell the garden suite.

Council asked if the garden suite will be occupied while the garden suite is for sale. Mr. Kuepfer indicated it will be occupied until sold, and asked for a six-month extension.

Council asked if it is hooked up to hydro, and if there is a septic system. Mr. Kuepfer indicated it is hooked up to hydro, but there is no septic system. Water to the garden suite is supplied from his house.

Bob Weirmeir mentioned that Mr. Kuepfer did ask about putting a trailer on the property, but there was a miscommunication as it was not identified as a mobile home, which isn’t permitted in the (recreational) trailer licensing by-law.

Mr. Kuepfer indicated it wasn’t clear where the garden suite was to be re-located. The Clerk stated that Mr. Kuepfer was quite aware of where the garden suite was to be relocated to, as there was much discussion respecting the required location prior to the passing of the temporary use by-law for the garden suite.

The tenant of the garden suite noted he will be without a place to live if the garden suite is removed. - resolution #375-17

Bell-Hutchinson, Be it resolved that, the Council of the Municipality of West Grey hereby provides a final extension to November 30, 2017 for the re-location of the garden suite on the Kyle Kuepfer property in accordance with By-law Number 27-2017 to remove the garden suite from the subject property. ... #375-17  

Carried.

Business Arising from the Previous Meeting - None

Staff Reports

Director of Finance/Treasurer - Report #FTR 11/06/17
Approval of Accounts, Voucher #20-2017 – resolution #376-17
Renewal of Coca Cola Agreement for Refreshments at Recreation Facilities (see By-law Number 96-2017)
Letter from Morris-Turnberry, Resolution re: Tenanted Farm Tax Class Properties – resolution #377-17
Bell-Thompson, Be it resolved that, the Director of Finance/Treasurer be authorized to pay the accounts presented as Voucher #20-2017 of the Municipality of West Grey, in the amount of $800,370.43. ... #376-17 Carried.

Hergert-Lawrence, Be it resolved that, the Council of the Municipality of West Grey hereby supports the resolution of the Municipality of Morris-Turnberry concerning the Tenanted Farm Tax Class properties being changed to the Residential Tax Class. ... #377-17 Carried.

Director of Infrastructure and Public Works – Report #DIPW 11/06/17 Boundary Road Agreement between Municipality of West Grey and Township of Southgate (see By-law Number 104-2017, as amended)

Durham Walkway Bridge (The DIPW provided an update respecting the Durham Walkway Bridge, and indicated on-site work will be starting November 7.)

New Municipal Shed (The DIPW indicated the new municipal shed to be constructed at the Durham Industrial Park will have some cost over-runs due to some soils issues discovered during work on the foundation.)

By-Laws – First, Second & Third Readings

96-2017 A By-law to enter into an Agreement between the Municipality of West Grey and the Coca-Cola Bottling Company – resolution #378-17

101-2017 A By-law to authorize the Mayor and Clerk to sign a Mutual Assistance Agreement with the County of Grey and lower-tier Grey County municipalities – resolution #379-17

102-2017 A By-law to authorize the Mayor and Clerk to sign Acknowledgement and Direction documents to facilitate the transfer of lands owned by the Municipality of West Grey to the County of Grey for the purposes of road widening on Grey Road 28, in the former Township of Bentinck – resolution #380-17

103-2017 A By-law to appoint a Municipal Drainage Superintendent pursuant to the Drainage Act, R.S.O. 1990 (Cobide Engineering) – resolution #381-17
104-2017  A By-law to approve and authorize the execution of a Boundary Road Agreement between the Municipality of West Grey and Township of Southgate – resolution #382-17

105-2017  A By-law to confirm the proceedings of the November 6, 2017 Council meeting – resolution #383-17

Thompson-Bell, Be it resolved that, By-law Number 96-2017, being a By-law to enter into an Agreement between the Municipality of West Grey and the Coca-Cola Bottling Company, be now read a first, second and third time, passed and numbered and that the said by-law be signed by the Mayor and Clerk, sealed with the seal of the Corporation and be engrossed in the by-law book. ... #378-17 DEFEATED.

Hergert-Lawrence, Be it resolved that, By-law Number 101-2017, being a By-law to authorize the Mayor and Clerk to sign a Mutual Assistance Agreement with the County of Grey and lower-tier Grey County municipalities, be now read a first, second and third time, passed and numbered and that the said by-law be signed by the Mayor and Clerk, sealed with the seal of the Corporation and be engrossed in the by-law book. ... #379-17 Carried.

Thompson-Bell, Be it resolved that, By-law Number 102-2017, being a By-law to authorize the Mayor and Clerk to sign Acknowledgement and Direction documents to facilitate the transfer of lands owned by the Municipality of West Grey to the County of Grey for the purposes of road widening on Grey Road 28, in the former Township of Bentinck, be now read a first, second and third time, passed and numbered and that the said by-law be signed by the Mayor and Clerk, sealed with the seal of the Corporation and be engrossed in the by-law book. ... #380-17 Carried.

Cutting-Thompson, Be it resolved that, By-law Number 103-2017, being a By-law to appoint a Municipal Drainage Superintendent pursuant to the Drainage Act, R.S.O. 1990 (Cobide Engineering), be now read a first, second and third time, passed and numbered and that the said by-law be signed by the Mayor and Clerk, sealed with the seal of the Corporation and be engrossed in the by-law book. ... #381-17 Carried.
Hutchinson-Thompson, Be it resolved that, By-law Number 104-2017, being a By-law to approve and authorize the execution of a Boundary Road Agreement between the Municipality of West Grey and Township of Southgate, be now read a first, second and third time, passed and numbered and that the said by-law be signed by the Mayor and Clerk, sealed with the seal of the Corporation and be engrossed in the by-law book. ... #382-17 Carried.

Lawrence-Cutting, Be it resolved that, By-law Number 105-2017, being a bylaw to confirm the proceedings of the November 6, 2017 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 Clerk, sealed with the seal of the Corporation and be engrossed in the by-law book. ... #383-17 Carried.

**New Business**
Council discovered a conflict in the approved 2018 Council/Committee of the Whole meeting dates approved earlier in the meeting pursuant to resolution #374-17, more particularly, the date of January 8, 2017. The Clerk will bring an amendment to this resolution at the next Council meeting for consideration for approval.

Mayor Eccles reported the West Grey/Hanover Police Steering Committee met last Wednesday, and a resolution was passed by the Committee recommending discussions on the amalgamation of police services be postponed indefinitely. (see resolution #385-17)

**Addendum** - None

**Notice of Motion/Direct Motions**
West Grey-Hanover Police Steering Committee – resolution #385-17

Lawrence-Cutting, Be it resolved that, the Council of the Municipality of West Grey hereby agrees to suspend any further discussions relating to the proposed amalgamation of the West Grey-Hanover Police Services. ... #384-17 Carried.

**Closed Session – Incomplete Items Only** – n/a

**Matters Arising from Closed Session – Incomplete Items Only** – n/a
Question Period - None
Municipal Act – Notices - None

Council temporarily adjourned for lunch at 12:27 p.m., reconvened the meeting at 1:11 p.m., and subsequently went into closed session. (see resolution #385-17)

Adjournment
Hergert, Resolved that, we do now adjourn at 5:27 p.m., to meet again on November 20, 2017, 7:00 p.m., or at the call of the Mayor. Carried.

_________________________________________  _______________________________________
Kevin Eccles, Mayor                           Mark Turner, Clerk
MINUTES
For the Special Meeting of the
Council of the Municipality of West Grey
Held on Friday, November 3, 2017 at 9:54 a.m.
At the Council Chambers – West Grey Municipal Office

Council
Mayor Kevin Eccles, Deputy Mayor John A. Bell, Councillor
Bev Cutting, Councillor Rebecca Hergert, Councillor Doug
Hutchinson, Councillor Carol Lawrence, Councillor Rob
Thompson

Staff
Mark Turner, Clerk; Kerri Mighton, Director of
Finance/Treasurer; Brent Glasier, Director of Infrastructure
and Public Works; Phil Schwartz, Fire Chief; Rob Martin,
Police Chief; Kim Storz, CEO/Chief Librarian

Others
Lindsay Hunsberger & Emily MacRobbie, Ward & Uptigrove
Consulting

Declarations of Pecuniary Interest and General Nature Thereof
- None

Closed Session
Bell-Thompson, Whereas, the Municipal Act, S.O. 2001, Section
239 (2), authorizes Councils of municipalities to close to the
public a meeting or part of a meeting for dealing with certain
subject matters,
Now therefore be it resolved that, the Council of the
Municipality of West Grey, does now go into a closed session of
Council at 9:55 a.m., to discuss items which relate to personal
matters about an identifiable individual, including municipal or
local board employees; and labour relations or employee
negotiations (CAO/Deputy Clerk Candidate Interviews).
... #370-17

Cutting-Hergert, Be it resolved that, the Council of the
Municipality of West Grey hereby returns to Open Session of
Council at 2:59 p.m. ... #371-17

(Mayor Eccles confirmed that only closed session items identified were
discussed in closed session)

Matters Arising From Closed Session - None
Adjournment
Hergert, Resolved that, we do now adjourn at 3:02 p.m., to meet again on November 6, 2017, 10:00 a.m., or at the call of the Mayor. Carried.

________________________________________  ________________________________________
Kevin Eccles, Mayor                        Mark Turner, Clerk
Committee of the Whole (Planning)  
Municipality of West Grey  
Minutes of November 13th, 2017, at 1:40 p.m.

The Committee of the Whole (Planning) met at the Council Chambers with the following members in attendance.

<table>
<thead>
<tr>
<th>Council</th>
<th>Mayor Kevin Eccles, Deputy Mayor John A. Bell, Councillor Bev Cutting, Councillor Doug Hutchinson, Councillor Rebecca Hergert, Councillor Carol Lawrence, Councillor Rob Thompson</th>
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<tr>
<td>Staff:</td>
<td>Mark Turner, Clerk</td>
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<tr>
<td>Also Present:</td>
<td>Ron Davidson, Municipal Planner; Scott Taylor, Senior Planner, Grey County Planning &amp; Development Department</td>
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1) **Disclosure of Pecuniary Interest** - None

2) **Public Meetings**

1) **Zoning By-law Amendment Application ZA-09-17 – Plan 500, Pt Lots 4-6, Queen W/S (226 & 240 Queen Street South), former Town of Durham (Bruce Gilkinson)**

   Attendance: Bruce Gilkinson

The Secretary-Treasurer read the statutory requirements for the Public Meeting, and noted the purpose and effect of the Zoning By-law Amendment is to implement a condition of consent application B08/2017 to rezone the subject lands from the “R2-355” (Residential Exception Zone) and “M1” (Industrial Zone) to the “R2-375” (Residential Exception Zone) and “R2-376” (Residential Exception Zone) to permit two four-plexes, one on severed parcel and one on the retained parcel. The proposed Amendment will also allow for parking to occur in the front yard of the buildings.

Written comments were received from the Grey County Planning & Development Department, the Municipal Planner, Saugeen Valley Conservation Authority, Historic Saugeen Metis, Union Gas Limited, and Source Water Protection Risk Management Office.

The Historic Saugeen Metis indicated in an email dated October 10, 2017 that they have no objection or opposition to the proposed severance or zoning by-law amendment applications.
Union Gas Limited indicated in an email dated October 11, 2017 that Union Gas has service lines running within the area which may or may not be affected by the proposed severance. Should the proposed severance impact these services, it may be necessary to terminate the gas service and relocate the line according to the new property boundaries. Any service relocated required due to a severance would be at the cost of the property owner. Should future gas service be required to either the severed or retained parcel, a request for gas service needs to be submitted to the District Office.

The Grey County Planning & Development Department indicated in a letter dated October 26, 2017 that it appears the subject property falls within a Municipal Wellhead Protection Area (WHPA) – Zone E. County planning staff recommend comments are received from the local Risk Management Official to address any potential concerns of groundwater or surface water contamination. County Transportation Services have no objections or concerns. County Housing Services have no objections or concerns. Provided the subject properties are adequately serviced through municipal servicing, County planning staff have no concerns with the subject application. However, the County sent a follow-up email dated November 7, 2017 indicating they have been apprised that operations on the subject property used to be industrial in nature. Given that the proposed use is residential, the County recommends the applicant completes a record of site condition in order to address any potential contaminant concerns.

The Source Water Protection Risk Management Office indicated in a letter dated November 3, 2017 that it has been determined that neither section 57 (Prohibited Activities) nor section 58 (Regulated Activities) applies on the subject properties. Consequently, no policies apply to the activities in the application under the approved Source Protection Plan for the Saugeen, Grey Sauble, Northern Bruce Peninsula Source Protection Region.

The Saugeen Valley Conservation Authority indicated in a letter dated November 7, 2017 that it has come to the attention of SVCA staff that habitat of endangered or threatened species may be located on or adjacent to the subject property. It is the responsibility of the applicant to ensure the endangered and threatened species policy referred to in the PPS has been appropriately addressed. The letter concludes that the zoning by-law amendment application is acceptable to the SVCA staff.
The Municipal Planner indicated in his Planning Report dated November 13, 2017 that the proposed development appears to be an appropriate use of the subject lands. A pair of fourplexes would clearly be more compatible in this neighbourhood than the previous industrial use. The concept of having parking areas in the front yard of the buildings is not a concern in this particular case, given that the parking lots associated with the apartment buildings on the lands to the south and northwest are also located in the front yard. Notwithstanding the merit of the application, the requested rezoning should not be approved until the Record of Site Condition has been prepared and any site remediation, if required, has been undertaken. Allowing the development to proceed without taking the necessary steps to ensure that the site is clean could lead to serious health issues for the residents of the apartments and also place the municipality in a liable position. The Municipal Planner also recommended a Site Plan Agreement be required for each property.

The Committee asked about the Record of Site Condition requirement, asking if it needs to be done before or after the building is demolished. The Municipal Planner indicated it doesn’t matter.

The Committee asked if there is enough of a building area for parking and the building itself due to comments from the SVCA. The Municipal Planner indicated the SVCA likely won’t be concerned. The Clerk noted if a Site Plan Agreement is required it would be circulated to the Authority for approval.

Bruce Gilkinson indicated he has approval from the SVCA for the proposed site, and he will forward this to the Clerk. Mr. Gilkinson noted he is proposing affordable housing that likely will be accessible. The Municipal Planner noted the process for obtaining a Record of Site Condition, and indicated both sites will need to be addressed.

The Committee indicated the last use of the property was an industrial building (sawmill/lumber yard) that manufactured hockey sticks on the southerly vacant lot, however, this building burned down.

**Hergert-Bell, Resolved that, the West Grey Committee of the Whole (Planning) hereby defers a decision respecting zoning bylaw amendment ZA-09-17, as amended; And further that, a Site Plan Control Area By-law be passed for the subject properties. ... #36-17** Carried.

1) Zoning By-law Amendment Application ZA-10-17 – Part Lots 103 & 104, Concession 2 SWTSR, former Township of Glenelg (Martha Bosch)
Attendance: Walter & Martha Bosch

The Secretary-Treasurer read the statutory requirements for the Public Meeting, and noted the purpose and effect of the Zoning By-law Amendment is to implement a condition of consent application B09/2017 to rezone the subject lands for the retained parcel from the “A3” (Restricted Rural Zone) and “NE” (Natural Environment Zone) to the “A3-377” (Restricted Rural Exception Zone) and “NE” (Natural Environment Zone). The “A3-377” Zone will reduce the minimum lot area requirement for the retained parcel from 40 hectares to 1.2 hectares, and the existing barn on the retained parcel shall be used for dry storage only.

Written comments were received from the Grey County Planning & Development Department, Saugeen Valley Conservation Authority, Municipal Planner, Source Water Protection Risk Management Office, The Historic Saugeen Metis, and Union Gas Limited.

The Historic Saugeen Metis indicated in an email dated October 12, 2017 that they have no objection or opposition to the proposed severance or zoning by-law amendment applications.

Union Gas Limited indicated in an email dated October 11, 2017 that Union Gas has service lines running within the area which may or may not be affected by the proposed severance. Should the proposed severance impact these services, it may be necessary to terminate the gas service and relocate the line according to the new property boundaries. Any service relocated required due to a severance would be at the cost of the property owner. Should future gas service be required to either the severed or retained parcel, a request for gas service needs to be submitted to the District Office.

The Grey County Planning & Development Department indicated in a letter dated October 27, 2017 that it appears the subject property falls within Municipal Wellhead Protection Areas (WHPA) “C” & “C”. County planning staff recommends comments are received from the local Risk Management Official in this regard. There are some Significant Woodlands on the subject property and it is recommended that comments are received from the SVCA. The County concludes that provided positive comments are received from the SVCA, the severed parcel is added to the farm property, and MDS can be complied with, County planning staff have no further concerns with the subject applications. (NOTE: The existing barn on the retained parcel is being rezoned for dry storage only, so MDS is not an issue.)
The Source Water Protection Risk Management Office indicated in an email dated November 3, 2017 that a portion of the noted severance to add 47 acres to the existing 100 acre property does fall within the WHPA ‘C’ where the storage of certain chemicals (DNAPLs) could be considered a threat. Since there are no barn/building structures included in the proposal application in the WHPA ‘C’ portion of the property, then we do not have any comments or concerns with this application.

The Saugeen Valley Conservation Authority indicated in a letter dated November 1, 2017 that it has come to the attention of SVCA staff that habitat of endangered or threatened species may be located on or adjacent to the subject property. It is the responsibility of the applicant to ensure the endangered and threatened species policy referred to in the PPS has been appropriately addressed. If development or alteration including construction, reconstruction, conversion, grading, filling or excavation, including agricultural tile drainage, is proposed within the Approximate Screening Area associated with their Regulation, the SVCA should be contacted, as permission may be required. The SVCA letter concludes that all of the plan review functions listed in the Agreement have been assessed with respect to this application. The application for consent and the proposed zoning by-law amendment are acceptable to SVCA staff.

The Municipal Planner indicated in his Planning Report dated November 13, 2017 that the proposed Zoning By-law Amendment conforms to the County Official Plan and is consistent with the Provincial Policy Statement, and therefore should be approved.

Bell-Lawrence, Resolved that, the West Grey Committee of the Whole (Planning) hereby recommends Council approves zoning by-law amendment ZA-10-17, as amended. ... #37-17 Carried.

3) Other

1) Phil Jemmett Draft Plan of Subdivision

Nik Kohek, Cuesta Planning Consultants, acting on behalf of Phil Jemmett, indicated the Jemmett draft plan approved subdivision is for a 48-unit residential subdivision approved in 1997. Mr. Jemmett is attempting to sell the property, however, there have been no interested purchasers at this time. As a result, Mr. Kohek requested that draft plan approval be extended to permit additional time to sell the property.
Mr. Jemmett provided some history regarding the subject property, and noted once draft plan approval of subdivision was granted, the market circumstances did not warrant developing the property. Mr. Jemmett is trying to sell the subject property, or considering a joint venture with another developer. Mr. Jemmett indicated there are a number of lots in Neustadt that are not selling, so opined it is not economically viable to develop his lots at this time.

The Committee asked if Mr. Jemmett maintains four lots at the front of the property. Mr. Jemmett indicated he owns these four lots.

The Committee noted there were four lots near his property that were sold and built on. Mr. Jemmett indicated they were sold about fifteen years ago.

The Municipal Planner asked if Mr. Jemmett is actively trying to sell the property, and asked if it is listed. Mr. Jemmett noted he is trying to sell the lots, however, he does not have the property listed. The Municipal Planner indicated Mr. Jemmett should be more proactive in listing the property, such as contacting local real estate agents to notify the property is for sale, or placing ads or signs on the property.

The Committee noted real estate sales are strong in the area and suggested placing a for sale sign on the property.

The Clerk asked Scott Taylor, Senior Planner, Grey County Planning & Development Department, about Council options. Scott Taylor indicated draft plan approval can be extended typically for one year, however, Council could request a two or three year extension. Any extensions are approved by the County of Grey. Scott Taylor indicated the County wants to see development in Neustadt, and would consider intensification of the number of lots through a redline revision. County staff are willing to meet with Mr. Jemmett or any interested new parties to discuss options. The County has the option not to extend draft plan approval, however, there are some appeal rights that would extend back to former current Planning Act provisions. Some municipalities don’t move forward with extensions if the development is tying up servicing that could be utilized for other development.

The Clerk asked the County Planner what difference there would be if the Jemmett draft approved subdivision was not extended. Mr. Taylor stated that if draft plan lapsed, it would still be deemed residential, and would be assessed for development at the current standard of 20 units/net hectare.
Mr. Kohek opined there is a common interest in extending draft plan approval for at least one year to facilitate discussion with the County and Municipality regarding possible options.

The Committee asked if the Municipality can stipulate conditions of extending draft plan approval. Scott Taylor indicated the resolution and letter from the municipality can indicate they request the owner to undertake certain actions, or request the County to change certain draft plan conditions.

The Committee indicated they will wait for the letter from the property owner or consultant requesting extension of draft plan approval.

The Committee asked how many acres are on the property. Mr. Jemmett indicated there is just under 10 acres.

4) **Next Meeting** – December 11, 2017, 1:30 p.m.

5) **Adjournment**

On motion of Rebecca Hergert, the Committee adjourned at 2:46 p.m.

Kevin Eccles, Mayor

Mark Turner, Clerk
WEST GREY PARKS+ COMMITTEE
MINUTES OCTOBER 11, 2017

LOCATION: DURHAM FIRE DEPT. BOARD ROOM

CALLED TO ORDER AT TWO O'CLOCK

ATTENDANCE: CHAIR TRICIA BLACK, VICE CHAIR STEVEN AYERHART, BOB AND TEDDY FRANKLIN, COUNCILLOR BEV CUTTING

ABSENT: DEPUTY MAJOR JOHN BELL, JACKIE GINGRICH

GUESTS: AUDREY KELL AND LINDA BURNETT

NO DECLARATION OF PECULIARY INTERESTS DECARED

NO FINANCIAL ITEMS TO BE DISCUSSED AND PASSED

THE COMMITTEE INVITED AUDREY KELL TO ATTEND THE MEETING TO DISCUSS THE PLANT A ROW GROW A ROW PROGRAM THAT WEST GREY COUNCIL AND THE PARKS COMMITTEE WILL BE PROMOTING IN 2018 TO ASK IF THE DURHAM AND DISTRICT FOOD BANK WOULD ALSO SUPPORT THE PROGRAM AND ACCEPT DONATIONS OF FRESH VEGETABLES AND FRUIT.

THE COMMITTEE INFORMED THE LADIES THAT A COMMUNITY GARDEN IS BEING CREATED. THE PRODUCE PRODUCED FROM THIS GARDEN WILL ALL BE DONATED TO THE FOOD BANK TOO WITH THE POSSIBLE ADDITION OF GARDENS BEING ASSIGNED TO INDIVIDUALS WHO WISH TO GROW THEIR OWN VEGETABLES.

THE COMMITTEE ASKED THE LADIES IF THEY WOULD BE ALLOWED TO SET UP A TABLE AT THE DURHAM AND DISTRICT FOOD BANK FALL CRAFT SALE SATURDAY, OCT 21 AT THE DURHAM ROYAL LEGION TO PROMOTE THE PROGRAM IN HOPING THAT GARDENERS MAY START A FEW EXTRA PLANTS TO DONATE OR GROW NEXT YEAR FOR THE PROGRAM.

THE COMMITTEE ASKED THE LADIES TO COME BACK IN THE NEW YEAR CLOSER TO THE GROWING SEASON TO DISCUSS FURTHER DETAILS.

MINUTES OF THE SEPTEMBER MEETING WERE READ. COUNCILLOR CUTTING MOTIONED THE MINUTES BE APPROVED AND TEDDY FRANKLIN SECONDED THE MOTION. CARRIED.

THE ITEMS DISCUSSED WERE THE DURHAM 'PLANT IT FORWARD COMMUNITY GARDEN' AND PLANT A ROW-GROW A ROW PROGRAM. THE BUTTERFLY LANDINGS IN AYTON, ELMWOOD AND NEUSTADT PARKS. BUDGET ITEM DETAILS SUCH AS SOIL LINERS, PLANTS, GROWERS, TREES, PORTABLE BAND STAND, ETC. BANNERS FOR AYTON AND ELMWOOD, SIGNAGE, MURALS, CARVINGS, SUMMER STUDENT PROGRAM. LIGHTING FOR NEUSTADT LIONS' COMMUNITY PARK, DURHAM TRAIL, THANK YOU LETTERS FOR CHRIS HOPKINS, WEST GREY
ATV CLUB, DON AND JAY TREMBLE AND CEDARWELL ESC. LTD FOR THE USE OF EQUIPMENT SUPPLIES AND TIME TO COMPLETE THE SECOND SECTION OF THE DURHAM TRAIL PLUS TRAVIS RIVEST FOR THE USE OF MACHINERY TO PLANT THE 150 COMMERATIVE MAPLES.
DONATION OF PLANTERS FROM RIVEST LANDSCAPING. 2017 FLOWER PROGRAM.
DOG WASTE DISPENSERS. GRANTS AVAILABLE.
ALL ANNUAL PLANTS WILL BE REMOVED AS SCHEDULED FOR THE WEEK AFTER THANKSGIVING. PLANTERS WILL BE REMOVED AFTER THAT BASED ON PUBLIC WORKS SCHEDULE.

THE MEETING WAS ADJOURNED AT FOUR O'CLOCK

By Teddy Franklin
Multi-Municipal Wind Turbine Working Group

Thursday, September 14, 2017 at 7:00 p.m.
Chesley Fire Hall
211 1st Ave N., Chesley, Ontario

MINUTES
A meeting of the Multi Municipal Wind Turbine Working Group was held on Thursday, September 14, 2017 at the Chesley Fire Hall.

Participating Municipalities Present:

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<td>Arran-Elderslie</td>
<td>Mark Davis (Vice-Chair), Keith Stelling</td>
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<td>Bluewater</td>
<td>Dave Roy</td>
</tr>
<tr>
<td>Brockton</td>
<td>Steve Adams, Philip Englishman</td>
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<td>Chatsworth</td>
<td>Scott Mackey, Tony Clark</td>
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<td>Georgian Bluffs</td>
<td>Carol Barfoot</td>
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<td>Grey Highlands</td>
<td>Stewart Halliday (Chair)</td>
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<td>André Den Tandt</td>
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<tr>
<td>Northern Bruce Peninsula</td>
<td>Patricia Greig, Linda Weatherhead</td>
</tr>
<tr>
<td>South Bruce Peninsula</td>
<td>Ana Vukovic, Gord Henrich</td>
</tr>
<tr>
<td>West Grey</td>
<td>Carol Lawrence</td>
</tr>
</tbody>
</table>

Participating Municipalities Absent:

| Central Huron               |
| Huron-Kinloss               |
| Kincardine                  |
| Wainfleet                   |
| West Lincoln                |

The following members of Staff were present:

Teresa Gowan Arran-Elderslie Secretary
Bill Palmer Saugeen Shores Technical Advisor

Others in attendance were:

Warren Howard North Perth
Bonnie Roy Bluewater
Dave Hemingway Central Huron
Bill MacKenzie Kincardine

1. ADOPTION OF THE AGENDA
Moved by: Scott Mackey
Seconded by: Patricia Greig
That the Agenda for the Multi-Municipal Wind Turbine Working Group meeting of September 14, 2017 be received and adopted, as distributed by the Recording Secretary.

Carried
2. **DECLARATION OF PECUNIARY INTERESTS:**
   No disclosures of pecuniary interests were made by the Committee.

3. **APPROVAL OF MINUTES**
   Moved by: Carol Lawrence
   Seconded by: Keith Stelling
   That the Multi-Municipal Wind Turbine Working Group adopt the minutes of the last Committee Meeting held August 10th, 2017, as circulated. **Carried**

4. **DELEGATIONS**
   4.1 Warren Howard presented a Powerpoint presentation to the Committee suggesting how municipalities can help their citizens who are impacted by industrial wind turbines. Municipalities have a responsibility to their citizens and it was proposed that each municipality with operating wind turbines follow up with the Ministry of the Environment and Climate Change and invite them to make a presentation to the local Councils on exactly how they are responding to citizen complaints. A variety of specific complaint issues were offered whereby municipalities could address with MOECC and request how the MOECC are responding to these complaints.

   Following the presentation the Committee discussed ways how municipalities could have the MOECC explain their process on handling citizen complaints.

   Moved by: Ana Vukovic
   Seconded by: Gord Henrich
   That the Multi-Municipal Wind Turbine Working Group invite Rick Chappell, District Manager of the MOECC to attend the MMWTWG to explain the complaint process for noise complaints as it relates to IWT, by year end 2017. **Carried**

5. **BUSINESS ARISING FROM THE MINUTES**
   5.1 Dave Hemingway addressed the Committee and stated that he has obtained signed Personal Release Forms from the people the Bus Tour attendees visited. The Personal Releases are to Hemingway Productions and refer to the Working Title: Multi-Municipal Bus Tour 2016. Dave provided copies of these Personal Release Forms to the Recording Secretary.

   As for who owns the DVD, Dave Hemingway did the video taping receiving no compensation for this and therefore he said the DVD is owned by Hemingway Productions. While the Committee organized the bus tour, Dave Hemingway stated that the ownership by Hemingway Productions...
avoids the Committee from obtaining consent from each of the 15 Councils which make up the Committee.

At last month’s meeting the Committee raising the issue of copyright. Dave Hemingway stated that new copies of the DVD have imprinted on it Hemingway Productions copyright 2017.

While Dave Hemingway stated that by putting the words "copyright 2017" on the DVD that it is now a copyright product.

The Chair and Committee members require assurances that the copyright is in fact registered. Dave said he will check on that.

The Chair, Stewart Halliday, stated that Dave is to get a registered copyright for the DVD and report back to the Committee. In the meantime, Committee members may show the DVD to their local councils.

Mark Davis expressed concern about Dave Hemingway’s wish to distribute the DVDs at the Ontario Landowner’s tent at the International Plowing Match. Mark said some Councils are not comfortable selling the DVDs there and asked if reference to the MMWWTG could be removed from the DVDs. Dave said he will agree to remove the MMWWTG reference from the DVDs being made available there.

Dave said that he has the original video and if anyone wishes more copies to contact Dave Hemingway directly.

5.2 Chad Walker authored an article in the August edition of Municipal World titled "The Need for Community-based Approaches to Wind Energy" and Stewart contacted Chad Walker and invited him and his colleagues to the area for a tour of IWTs in the area. Unfortunately, Stewart was unavailable on the particular day of the scheduled tour, therefore Mark Davis met with Chad Walker and his colleagues on August 16, 2017. Mark provided an update of that visit. Mark Davis stated that in addition to Chad Walker, there were two professors from Western University, one from University of Waterloo, and one from Belfast, Ireland. In addition, there was one planning student from Nova Scotia and two planning students from Belfast, Ireland.

Mark took them on a tour of areas which have a number of IWTs and explained how they affect people’s health. Mark said it was a good meeting and he stated that the planning students were willing to listen to the message. The last place they visited was Shawn & Trish Drennan’s place. Shawn did a great job of letting these visitors know how the IWTs are affecting their health as well as their neighbours’ health.
Mark said the saddest news is that Shawn and Trish Drennan's health is deteriorating and they may need to leave their new house.

Stewart Halliday asked the Recording Secretary to send a thank you letter to Shawn and Trish thanking them for hosting these visitors.

5.3 Steve Adams advised the Committee that he, in his capacity as a private citizen, wrote to Chad Walker concerning Mr. Walker's article "The Need for Community-based Approaches to Wind Energy" in the August edition of Municipal World. Steve challenged Chad Walker on a number of items Mr. Walker raised in the article.

Steve Adams read his letter to the Committee and he stated that Mr. Walker was comparing the wind turbines in Ontario to the wind turbines in Nova Scotia. Steve was familiar with the wind turbines in Nova Scotia as he had visited there and took a lot of pictures of IWTs. Steve stated that there are only 296 IWTs in Nova Scotia versus 2,700 IWTs in Ontario. There are differences between Nova Scotia and Ontario as to the size of IWTs and where they are located. Steve noted that the IWTs in Nova Scotia would be 3 or 4 on a hill approximately 10 kms away from homes whereas in Ontario the setback is only 500 meters from homes.

Steve Adams said that Chad Walker did respond to his letter and read the response to the Committee.

Stewart Halliday thanked Steve for doing this in his role as a private citizen and suggested that since his letter was so well written perhaps Steve may wish to consider writing an article to the Editor of Municipal World.

A number of Committee members agreed that the letter Steve Adams wrote was well written and thanked him for sending the letter to Chad Walker.

6. **NEW BUSINESS**

6.1 Reviewed draft Media Release from the MMWWTWG prepared by Keith Stelling supporting the residents of North Kent in their challenge with Samsung concerning their contaminated well water due to continued pile driving for the 36 wind turbine project. The MOECC approved the project even though it is situated on an important aquifer. A number of concerned citizens blockaded the entrance to the project. A couple of First Nations women also came forth in support with a deed of land proclamation issued in 1850 by the Province of Canada which gives ownership of the land to the First Nations people as original inhabitants. They voiced their concern and stated that the company is ruining people's water and that food, water and shelter are basic necessities and this is an international human rights issue.
The Water Wells First group of North Chatham will present their evidence at a hearing in court at the end of September.

By a show of hands, the Committee agreed to have the Media Release circulated to various publications.

7. FOR INFORMATION

7.1 In the updates from municipalities, the following municipalities have passed a Resolution supporting CCSAGE Naturally Green Judicial Review Application:
   - Brockton
   - West Grey
   - Chatsworth
   - Grey Highlands
   - Arran-Elderslie
   - Northern Bruce Peninsula

   Warren Howard stated that the appeal period for the Fairview Project in Clearview Township, being the project near the Collingwood Airport, has already expired or would soon expire. The ERT decision went against the wind developer.

   Stewart Halliday stated that the 5 IWT project at Badjeros failed due to funding issues.

7.2 The letter and attachments addressed to Minister Chris Ballard, MOECC, which were approved at last month's meeting, were sent to him by regular mail and email.

8. DATE AND LOCATION OF NEXT COMMITTEE MEETING
   The next meeting date is scheduled for Thursday, October 12, 2017, at 7:00 p.m. at the Chesley Fire Hall, 211 1st Ave. N., Chesley.

9. RESOLUTION TO MOVE INTO CLOSED SESSION AND GENERAL NATURE THEREOF (includes appointed Councillor(s) and citizen appointee)
   Not Required

10. RESOLUTION TO RECONVENE IN OPEN SESSION
    Not Required
11. ADOPTION OF RECOMMENDATIONS ARISING FROM CLOSED SESSION
(if any)
None

12. ADJOURNMENT
Moved by: André Den Tandt
Seconded by: Dave Roy
That the meeting be adjourned to the call of the Chair.
The meeting was adjourned at 8:45 p.m.

Carried

Original Signed by
Stewart Halliday, Chair

Original Signed by
Teresa Gowan, Recording Secretary
Present: Tim Dyck, Bonnie MacIntyre, Gerri Grant, Rob Thompson, Denise Edwards and Rebecca Hergert

Staff: Chief Librarian/CEO, Kim Storz

Secretary: Kathleen Scott

Guest(s): None

Regrets: Malcolm Beddoe

Call to Order

Meeting called to order at 6:00 pm by Chair, Tim Dyck.

Agenda
Moved by: Denise Edwards.
Seconded by: Rebecca Hergert.

That the agenda of the September 20, 2017 meeting be approved.
Carried

Declaration of Interest
It is recorded that there were no declarations of pecuniary or conflict of interest or the general nature thereof.

Minutes
Moved by: Gerri Grant.
Seconded by: Bonnie MacIntyre.

That the minutes of June 21, 2017 be adopted.
Carried

Business Arising

No report.

Board Information Package

Board Chair Tim Dyck mentioned that it was a huge report this month due to the Board not meeting during the summer months and that there was a lot of information to go through.

CEO Kim Storz reported that she would be purchasing new library cards with a key fob. The new cards would be given out to new members beginning in October. During Ontario Library Week the library will be serving coffee/tea and some treats. Kim Storz asked that library board members come to the Durham open house on Friday October 20th from 2pm-4pm to speak with the patrons.
To celebrate library month lawn signs and window signs will be purchased and available for patrons, supporters
West Grey Public Library Board Minutes

September 20, 2017
West Grey Public Library – Durham Branch

and local businesses as well.

Accounts Payable
Moved by: Gerri Grant.
Seconded by: Bonnie MacIntyre.
Carried

That the invoices, as presented on the Council/Board Report dated September 13, 2017 in the amount of $8,171.55 (A/P June invoices); $1,116.10 (A/P July invoices); $6,282.76 (A/P August invoices); $15,570.41 be paid.

Correspondence

No report.

Strategic Plan

No report.

Personnel Committee (Gerri and Dyan)

Closed Session
MacIntyre-Hergert, Now therefore be it resolved that, the Board of the West Grey Public Library does now go into a closed session to discuss items, which relate to personal matters about identifiable individuals 239 (2) (b) of the Municipal Act.

Carried

Grant-Hergert, Be it resolved that, the West Grey Library Board returns to open session.

(Tim Dyck confirms that only closed session items identified were discussed in closed session)

Policy Committee (Denise and Malcolm)

CEO Kim Storz and Denise Edwards currently working on some policies.

Facility Committee (Malcolm, Rob, Gerri, Dyan)

Will meet two times a year, once in the spring and once in the fall.

Finance Committee

Closed Session
MacIntyre-Hergert, Now therefore be it resolved that, the Board of the West Grey Public Library does now go into a closed session to discuss items, which relate to personal matters about identifiable individuals 239 (2) (b) of the Municipal Act.

Carried
West Grey Public Library Board Minutes

September 20, 2017
West Grey Public Library – Durham Branch

Grant-Hergert, Be it resolved that, the West Grey Library Board returns to open session.

(Tim Dyck confirms that only closed session items identified were discussed in closed session)

Tim Dyck discussed the draft 2018 budget, which was discussed at length during the Finance committee meetings. The draft budget does not include the operation of the Elmwood Resource Centre in 2018, lack of usage and the decline in numbers were the main reason.
Rob Thompson was asked if he would look into the Elmwood Fire hall, to see if there would be room for a library locker system.
Kim Storz was asked to provide budget numbers for the locker system to Tim Dyck, to be available to present to Council during budget deliberations.

Motion: That the 2018 draft budget be approved as presented.
Moved by: Gerri Grant.
Seconded by: Bonnie MacIntyre.
Carried

Board Members’ Advocacy

No report

Other Business and Federation News

Motion: To approve the auditor’s report.
Moved by: Gerri Grant.
Seconded by: Dyan Jones.
Carried

Bonnie MacIntyre reported that the Lion’s Club will get back to her about the recognition plaque, they are still working on the details.
Rebecca Hergert reported that she attended The Association of Municipalities of Ontario and came away with some good ideas. One of those ideas was building partnerships and sharing resources with organizations and groups within the community. This could include having an information night with, for example, the conservation authority.

Next Meeting

The next meeting of the West Grey Public Library Board will be held on Wednesday October 25th at 6:00 pm, at the West Grey Public Library – Durham Branch.

Adjournment

Chair Tim Dyck

Date Nov 2/17
Proposed 2018 Council/Committee of the Whole Meeting Dates & 2018 Committee of Adjustment/Committee of the Whole (Planning) Meeting Dates
The Municipality of West Grey Council approved the 2018 Council/Committee of the Whole Meeting dates and Committee of Adjustment/Committee of the Whole (Planning) Meeting dates by passing resolution #372-17 during the November 6, 2017 Council Meeting.

Thereafter, it was determined there was a conflict in meeting dates, as a Council Meeting and Committee of the Whole Meeting were both scheduled for the morning of January 8, 2018. It is proposed that the January 8, 2018 Committee of the Whole Meeting date be changed to January 15, 2018, 9:00 a.m.

CC#1 Recommendation: That Council pass a resolution to change the January 8, 2018 Committee of the Whole Meeting date to January 15, 2018, 9:00 a.m.

Proposed By-law Number 106–2017

Council passed By-law Number 103-2017 during the November 6, 2017 Council meeting, to appoint Cobide Engineering as the new West Grey Drainage Superintendent, due to Mr. McKnight announcing his retirement.
The Ontario Ministry of Agriculture, Food & Rural Affairs permits a municipality to retain the previous Drainage Superintendent for up to 3 months after appointing a new Drainage Superintendent. It is prudent to retain the services of Mr. McKnight until January 31, 2018 to assist in the transition of duties as the new Drainage Superintendent.

**CC#2 Recommendation: That Council pass By-law Number 106-2017.**

**West Grey 2020 Action Plan**
Decisions respecting this report should support the following Strategic Priorities and Goals identified in the approved West Grey 2020 Action Plan:
- **Strategic Priorities**
  - Ensure the Financial Sustainability of the Municipality.
  - Pursue Economic Development in West Grey.
  - Enhance Efforts to Inform and Communicate.

Respectfully submitted:
Mark Turner, Clerk
Date: November 20, 2017.

Approval of Voucher No. 21-2017 in the amount of $621,613.94.


**Economic Development Committee Recommendations**
The Economic Development Committee made the following recommendations at their October 26, 2017 meeting.

That the West Grey Economic Development Committee recommends to Council to join the annual membership of Saugeen Connect at the cost of $5,000.00, utilizing $2,500 from the County of Grey Municipal Partnership Funds awarded and the remaining $2,500.00 from the West Grey Economic Development budget.

That the West Grey Economic Development Committee approves the request from the Durham Art Gallery for the 2017 annual grant of $5,000.00 to be paid out of the West Grey Development budget.


Respectfully submitted:
Kerri Mighton
Director of Finance/Treasurer

**West Grey 2020 Action Plan**
Decisions respecting this report should support the following Strategic Priorities and Goals identified in the approved West Grey 2020 Action Plan:

**Strategic Priorities**
1. Ensure the Financial Sustainability of the Municipality.
2. Pursue Economic Development in West Grey.
3. Enhance Efforts to Inform and Communicate.
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**Department Total:**
- DEPARTMENT 1000: $3,471.72
- DEPARTMENT 1005: $10,137.96
- DEPARTMENT 1400: $4,944.81

**Total:** $18,554.49
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# MUNICIPALITY OF WEST GREY
## Council/Board Report By Dept-(Unpaid)

**Vendor:** @TH00001 To ZZ291182  
**Batch:** 368 To 368  
**Department:** All

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MC13047  
21020 OCT 2011  
1-5-5045-0100  
NOR14082  
69430 OCT 2011  
1-5-5045-0100  
PUR16030  
438272402  
1-5-5045-0100  
SUN00002  
1401020  
1-5-5045-0100  
WES00003  
90096529A  
1-5-5045-0100  |
|             | NOR14082 | NORTH WELLINGTON CO-OP SERVICE | Absorbent, bulbs, etc | 368 | 15-Nov-2017 | 20-Nov-2017 | 65.65 |
|             | 69430  | PUR16030 | PUROLATOR COURIER LIMITED | Courier services to The Murray Group - Nov. 2 | 368 | 15-Nov-2017 | 20-Nov-2017 | 5.62 |
|             | 90096529A | WES00003 | WEST GREY AUTO PARTS | Filters, fluid film, tie straps | 368 | 15-Nov-2017 | 20-Nov-2017 | 44.32 |

| DEPARTMENT 5055 | Equipment  
AYT00005  
AYTON AUTO LTD  
1700176  
1-5-5055-0100  
TR09WG  
1-5-5055-0100  
TR11WG  
CARR00009  
CARDINAL COURIERS LTD  
1685447  
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GR010K | Equipment (Machinery Operations) |
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| HWY40050 | HWY 4 TRUCK SERVICE LTD | Mirror housing | 80204  
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TR22WG  
81222  
1-5-5055-0100  
TR1WG  
81254  
1-5-5055-0100  
TR8WG  
81259  
1-5-5055-0100  
TR10WG  
81211  
1-5-5055-0100  
BC1WG  
81320  
1-5-5055-0100  
Emissions testing  
81321  
1-5-5055-0100  
Emissions testing  
81325  
1-5-5055-0100  
Mudflaps, filter  
81363  
1-5-5055-0100  
Replace tailgate lock, brake chamber, fittings, etc  
81365  
1-5-5055-0100  
TR1WG  
81382  
1-5-5055-0100  
Snowplow light, filter  
81383  
1-5-5055-0100  
BC1WG  
81383  
1-5-5055-0100  
Replace diesel oxidation catalyst, gasket, etc |
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|             | 368 | 15-Nov-2017 | 20-Nov-2017 | 64.36 |
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**Department: All**

### DEPARTMENT 5055: Equipment

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**WOIR24031: WORK EQUIPMENT LTD**

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**Department Total:** 46,098.48

### DEPARTMENT 5330: St Lighting/XMAS lights West Grey

**MC13047: MC LEAN'S HOME HARDWARE**

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**Department Total:** 707.98

### DEPARTMENT 5350: Street Lighting Durham

**ALL00009: ALLISON ELECTRICAL SERVICES**

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**Department Total:** 291.21

### DEPARTMENT 5370: St Lighting Expense Ayton

**WAY24014: WW ELECTRIC INC**

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**Department Total:** 1,201.49

### DEPARTMENT 5700: Water Neustadt

**AME01143: AMERICAN WATER CANADA CORP - T**

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**Department Total:** 6,198.68

### DEPARTMENT 5710: Sewer Neustadt

**AME01143: AMERICAN WATER CANADA CORP - T**

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**Department Total:** 4,581.52

### DEPARTMENT 5720: Durham Water

**AME01143: AMERICAN WATER CANADA CORP - T**

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**Department Total:** 4,581.52
## MUNICIPALITY OF WEST GREY

### Council/Board Report By Dept-(Unpaid)

**Vendor:** @TH00901 To ZZ291192

**Batch:** 368 To 368

**Department:** All

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<td>DEWAR SERVICES</td>
<td>Booster Pmp Stn: Repairs to Ventilation system for generator</td>
<td>368</td>
<td>15-Nov-2017</td>
<td>20-Nov-2017</td>
<td>1,180.82</td>
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<tr>
<td>5730</td>
<td>GSS ENGINEERING CONSULTANTS L</td>
<td>July 30-Sept 30 services for D.Swr. CAD modelling</td>
<td>368</td>
<td>14-Nov-2017</td>
<td>20-Nov-2017</td>
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<td>Drainage stone delivered Nov. 1 for sewer repairs</td>
<td>368</td>
<td>15-Nov-2017</td>
<td>20-Nov-2017</td>
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<tr>
<td>5730</td>
<td>FOSTER SERVICE / 822498 ONTARIO</td>
<td>Hydrovac sewer collapse on Garafraxa St - Oct. 27</td>
<td>368</td>
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<td>SANDY HAMILTON PLUMBING &amp; HEAT</td>
<td>127 Garafraxa St S: Camera, auger &amp; hi-pressure jettter to unplug sewer line</td>
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**Department Total:** 28,343.02

**DEPARTMENT:** 6000

**Vendor Name:** Landfill

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**Department Total:** 28,278.52

**DEPARTMENT:** 6010

**Vendor Name:** Landfill Bentinck

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### MUNICIPALITY OF WEST GREY

#### Council/Board Report By Dept-(Unpaid)

**Vendor:** @TH00001 To ZZ391192  
**Batch:** 368 To 368  
**Department:** All

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#### DEPARTMENT 6010

- **Landfill Bentinick**  
  - Landfill Bentinick Material/Supp'l  
  - **Amount:** 7.38

**Department Total:** 469.38

#### DEPARTMENT 6600

- **Cemetery Durham**  
  - Cemetery Durham Contract Labour  
  - **Amount:** 2,118.75

**Department Total:** 2,118.75

#### DEPARTMENT 7000

- **Recreation Normanby Arena**  
  - Normaly Arena Canteen Supplies/Rep  
  - Normaly Arena Pop/Juice/Ice  
  - **Amount:** 317.76

**Department Total:** 1,309.06

#### DEPARTMENT 7100

- **Recreation Neustadt Arena**  
  - Normaly Arena Mat/Supp  
  - Normaly Arena Bidg Maint  
  - **Amount:** 115.77

**Department Total:** 307.31

#### DEPARTMENT 7200

- **Black & Mcdonald Limited**  
  - Investigation of ammonia leak @ Durham Arena Nov. 26-27 and resolved  
  - **Amount:** 53.96

**Department Total:** 96.31
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**Department Total:**

- **DEPARTMENT 7500:** Recreation Normanby Cen Hall
  - 351.04

- **DEPARTMENT 7600:** Recreation Neustadt Comm Hall
  - 621.50
  - 340.30

- **DEPARTMENT 7700:** Recreation Durham Town Hall
  - 60.46
  - 50.65

- **DEPARTMENT 7800:** Recreation Lamash Hall
  - 145.00

- **DEPARTMENT 8100:** Parks & Recreation
  - 134.47

- **DEPARTMENT 8110:** Recreation Neustadt Park
  - 49.61
  - 280.05
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Department Total:
- DEPARTMENT 8110: 329.66
- DEPARTMENT 8120: 1,397.95
- DEPARTMENT 9000: 8,432.71
- DEPARTMENT 9516: 1,365.04
- DEPARTMENT 9550: 1,365.04
## MUNICIPALITY OF WEST GREY
### Council/Board Report By Dept-(Unpaid)

**Vendor:** @TH00001 To ZZZ91192  
**Batch:** 368 To 368  
**Department:** All

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<td>VIB plate reversible rental Nov.6-7 @ Strg Depot</td>
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<td>15-Nov-2017</td>
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<td>9550</td>
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**Department Total:** 228,615.42

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<td>GSSE ENGINEERING CONSULTANTS L</td>
<td>July 30-Sept. 30 services for D.Pmph.Hs#2</td>
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**Department Total:** 1,924.51

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**Department Total:** 6,395.80

**Unpaid Total:** $476,631.41
# MUNICIPALITY OF WEST GREY

## Council/Board Report By Dept-(Computer)

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**Batch:** 368 To 368

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Department Totals: 12.71

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Department Totals: 64.13
# MUNICIPALITY OF WEST GREY

## Council/Board Report By Dept-(EFT)

### AP5130
- **Date:** Nov 15, 2017
- **Page:** 17
- **Time:** 12:52pm

### EFT Paid Date:
- **From:** 01-Oct-2017
- **To:** 20-Nov-2017

### Bank:
- **To:** 1 To 1

### Department:
- **All**

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### DEPARTMENT 5390
- Street Lighting Durham

### HYD15021
- HYDRO ONE NETWORKS INC.

#### 137 GARAF NC Durh.Strg.light hydro - October
- Batch: 368
- Date: 06-Nov-2017 to 06-Nov-2017
- Amount: 1,662.24

### DEPARTMENT 5375
- St Lighting Expense Glenlg

### HYD15021
- HYDRO ONE NETWORKS INC.

#### MARSHALL, NC Marshall Heights street light hydro - October
- Batch: 368
- Date: 06-Nov-2017 to 06-Nov-2017
- Amount: 726.66

### DEPARTMENT 5720
- Durham Water

### BEL02078
- BELL CANADA

#### 369-1692 NOB. D.Pmths#1 phone to Nov. 24
- Batch: 368
- Date: 06-Nov-2017 to 06-Nov-2017
- Amount: 117.90

### Department Totals: 117.90
### MUNICIPALITY OF WEST GREY

#### Council/Board Report By Dept-(EFT)

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**EFT Paid Total:** $40,599.22

**Total Unpaid for Approval:** $476,631.41
**Total Manually Paid for Approval:** 0.00
**Total Computer Paid for Approval:** $6,863.38
**Total EFT Paid for Approval:** $40,599.22
**Grand Total ITEMS for Approval:** $524,094.01
1. Subject: County of Grey and Municipality of West Grey
Winter Maintenance Agreement

Background:
The County of Grey Transportation Services and the Municipality of West Grey have traded the winter maintenance activities on Grey Road 27 (Durham Road West) and Stone Hill Road in the past as a means of improving efficiencies with respect to winter maintenance activities. The County of Grey Transportation Services wish to continue an agreement for the aforementioned roads over the next three years. West Grey would continue to be compensated for the additional winter maintenance care on Grey Road 27 as described in the agreement.

Recommendation:
The Director is recommending Council pass By-Law #108-2017

DIPW#1: Seeking Council’s approval

West Grey 2020 Action Plan
Decisions respecting this subject support the following Strategic Priority and Goals identified in the approved West Grey 2020 Action Plan:

Strategic Goal
3. Providing information and communicating with the public
   C.1 Municipal Communication
2. **Subject: Contracted Winter Maintenance in Ayton**

**Background:**
The Department tendered for the above noted service back in August of 2017 and did not receive any bids to complete this work. Council had given the Director permission to seek out and negotiate with the previous year contractors. The Department has received a price from a local contractor of approximately $1,000 per callout to complete the winter maintenance for the sidewalk, Ayton Arena, Community Hall, Fire Station and Library. The Department feels that this has the potential to be a costly endeavor and is considering a different alternative.
The Department currently has a spare sidewalk machine with a front plow but needs a blower to be used for deeper snow. The approx. cost for a used blower varies from $3,000 to $5,000. The Department is considering an alternative to hiring another seasonal to look after the facilities mentioned above based on a 20 hour per week guarantee. The cost to West Grey would be the wages of approx. $20/hr x 30 hrs per week (includes weekends) x 16 weeks equals approx. $10,000 for the season.
The Department feels that this alternative can provide the best cost effective winter maintenance service for Ayton and provides for a bit of flexibility in the Patrol operations should a staff member become ill.

**Recommendation:**
The Director is recommending hiring another seasonal based on 20hrs/week and using the backup sidewalk machine for Ayton.

**DIPW#2: Seeking Councils approval**
**Strategic Goal**

1. The long-term financial sustainability of the Municipality
   A.3 Asset Management Planning
3. Providing information and communicating with the public
   C.1 Municipal Communication

Respectfully submitted
Brent Glasier, C.E.T.
Director of Infrastructure and Public Works
Cuesta Planning Consultants Inc.
Cuesta Planning Consultants Inc., has submitted a letter dated November 14, 2017 requesting a one year extension of the Phil Jemmett draft approved plan of subdivision 42-T-07005, on lands described as Part Lot 4, Concession 13, former Village of Neustadt. The most recent extension of draft approval lapses January 8, 2018. (attachment)

CR#1 Recommendation: Seek Council direction.

Association of Municipalities of Ontario (AMO)
AMO is seeking support for their proposed amendments to the Fire Protection and Prevention Act and the Ambulance Services Collective Bargaining Act as proposed in Bill 160: Strengthening Quality and Accountability for Patients Act, 2017. AMO is seeking assurances from the Province that an amendment to the legislation would prevent arbitrators the scope of authority to impose a fire-medic service delivery on an unwilling municipal government. (attachment)

CR#2 Recommendation: Seek Council direction.

Town of Lakeshore
The Town of Lakeshore Council has passed a resolution urging the Province to create a Provincial Flood Insurance Program to cover those individuals, families and businesses who are unable to secure flood insurance for their properties. (attachment)

The one point that can perhaps be made is these property owners have chosen to purchase their properties likely knowing that they are unable to obtain flood insurance, and therefore, it is somewhat concerning that other taxpayers who pay for flood insurance will also end up being responsible for paying towards the proposed Provincial Flood Insurance Program.
CR#3 Recommendation: Seek Council direction.

**Bill 148, Fair Workplaces, Better Jobs Act, 2017**
The Municipality of West Grey has received a number of letters and emails from various organizations noting concerns with Bill 148, Fair Workplaces, Better Jobs Act, 2017. (attachment)

Bill Walker, MPP, Bruce-Grey-Owen Sound, has issued a News Release dated October 26, 2017 that encouraged constituents to voice their concerns during recently held committee hearings. MPP Walker also indicated that the Ontario Chamber of Commerce Report has found the proposed increase in the minimum wage will result in the loss of 185,000 jobs over time, and are requesting minimum wage increases be introduced more gradually over time.

Grey County Tourism has sent an email dated October 26, 2017 noting the Tourism Industry Association of Ontario (TIAO) has sent a letter to Premier Wynne, signed by many leading tourism organizations including Blue Mountain Village Association, expressing concerns with the impacts on the tourism industry due to the magnitude and speed of changes proposed by Bill 148. Grey County Tourism echoes these concerns, such as the impact of the proposed short time frames for increasing the minimum wage, eliminating the 50 employee threshold for personal emergency leave days, and the lack of clarity around the 10 personal emergency leave days for part-time and seasonal workers, the impact of new scheduling provisions. TIAO, the Ontario Chamber of Commerce, and the Ontario Federation of Agriculture, among other organizations, have formed a broad coalition to report on the challenges associated with Bill 148.

The Councils of the Town of Mono, Township of Montague, Township of Drummond/North Elmsley, and Township of Frontenac, have all passed resolutions expressing their concerns with the negative impacts of Bill 148, relating to the potential significant increase of costs on volunteer fire departments. The County of Grey and the Town of The Blue Mountains have presented reports to their respective Councils respecting the potential impacts of Bill 148 as well.
The County of Grey has indicated that The Western Ontario Warden’s Caucus has sent a resolution to the Province requesting consideration for a longer-term phase-in of components of Bill 148, and to consider exemptions in areas such as scheduling, on-call provisions, public holiday pay, personal emergency leave, an increase in vacation time and pay.

**CR#4 Recommendation: That Council pass a resolution requesting the Province to amend Bill 148 to address the concerns noted by municipalities and other stakeholders.**

**West Grey 2020 Action Plan**
Decisions respecting this report should support the following Strategic Priorities and Goals identified in the approved West Grey 2020 Action Plan:

**Strategic Priorities**
Ensure the Financial Sustainability of the Municipality.
Pursue Economic Development in West Grey.
Enhance Efforts to Inform and Communicate.

Respectfully submitted:
Mark Turner, Clerk
Mr. Mark Turner
Clerk
Municipality of West Grey
402813 Grey Rd 4
Durham, ON  N0G 1R0

November 14, 2017

Subject: Phil Jemmett
Draft Plan of Subdivision 42-T-97005
Request for Extension

Dear Mark:

Our client, Mr. Phil Jemmett, has applied for and received draft approval for a plan of subdivision on Part Lot 4, Concession 8 in the former Village of Neustadt in the Municipality of West Grey. As you are aware, Mr. Jemmett has previously applied for and received a number of extensions for this draft plan approval from the County of Grey and Municipality of West Grey under Section 51 of the Planning Act, R.S.O., 1990 as revised.

Mr. Jemmett and Cuesta Planning Consultants Inc. met with the West Grey Committee of the Whole on November 13th, 2017 to discuss options for developing the draft plan of subdivision. It is understood that the Committee wishes to see some development in the Neustadt area within a relatively short timeframe.

The approval of the most recent extension will lapse on January 8th, 2018. A further extension will allow Mr. Jemmett to consider his options with regard to selling the subject lands, entering into a partnership with a developer, or applying for a “red line” amendment subject to approval by the County of Grey. I would therefore request a one year extension on behalf of Mr. Jemmett.

This letter represents a formal request for the extension of Mr. Jemmett’s draft approval. We would also ask that this matter be brought before the Council of the Municipality of West Grey at its meeting currently scheduled for November 20th, 2017, for a resolution of support.

Please let this office know if you require any additional information or have any concerns with respect to our request.

Yours truly,

Nikolas Kohek,
Cuesta Planning Consultants Inc.

cc: Randy Scherzer
Phil Jemmett
November 13, 2017

Call to Action – Talk to Your MPPs about Legislated Protection for Fire-Medic Approach for Municipalities

AMO President, Lynn Dollin, is appearing before Standing Committee on November 16th to demand an amendment to legislation that would prevent arbitrators the scope of authority to impose a fire-medic service delivery on an unwilling municipal government. The province says that it is only for willing governments. We say, make that clear, real and true.

We need an amplified voice from members, particularly those delivering ambulance services. Many municipal governments have taken this position and now is the time to re-voice the concern and needed fix with your local MPPs, write the Standing Committee in support of AMO’s submission and make sure the Ministers are copied. (See contacts below that will help you do this). The Standing Committee will be considering changes to the Bill over the next two weeks, so don’t wait.

AMO continues to be told that these pilots are to be hosted by only willing municipalities but we have not yet received confirmation that amendments will be made to guarantee this protection. Municipal governments saw previously 24-hour shift pilots replicated by arbitrators across Ontario despite the employers’ non-supportive position.

We are asking all parties to address the valid concerns of municipal employers by concurrently amending the Fire Protection and Prevention Act and the Ambulance Services Collective Bargaining Act.

Who to connect with:

a. Standing Committee on General Government is accepting Bill 160 submissions by 12:00 noon on Thursday, November 23, 2017. Committee Hearings Notice- Bill 160
b. Minister of Health and Long Term Care, Hon. Dr. Eric Hoskins at Eric.Hoskins@ontario.ca
c. Minister of Community Safety and Correctional Services, Hon. Marie-France Lalonde at marie-france.lalonde@ontario.ca
d. Minister of Labour, Hon. Kevin Flynn at kevin.flynn@ontario.ca
e. Minister of Municipal Affairs, Hon. Bill Mauro at Minister.MMA@ontario.ca
f. Office of the Premier, Hon. Kathleen Wynne at premier@ontario.ca
g. Your local MPP
On behalf of the Association of Municipalities of Ontario and our members, I would like to thank you for the opportunity to speak to you today about Bill 160, the *Strengthening Quality and Accountability for Patients Act*.

Municipal governments need a well-considered voice on this Bill. We are more than just mere stakeholders when it comes to ambulance services, public health, and long-term care homes. Municipal governments are co-funders and in most cases, the employers of the staff that delivers these services. By legislation, municipal governments are 100% financially responsible for the costs of land ambulance operations and public health, however, by policy the Province cost-shared these costs with us. You will not be surprised that we have proposed amendments to Bill 160 to put the current provincial-municipal cost-sharing arrangements into law and reduce the fiscal risk we continue to hold.

As well, our residents are increasingly looking to municipal councils to represent their interests about health care delivery to both the government and provincial institutions such as Local Health Integration Networks (LHINs).

I would like to share the municipal perspective on how to improve Bill 160 to meet the public policy goals. My comments today will focus on three pieces of legislation being amended by the Bill: the *Ambulance Act*, the *Health Promotion and Protection Act*, and the *Long Term Care Homes Act*.

**Ambulance Act**

There is a significant interest in the proposed changes to the *Ambulance Act*.

Municipal governments and District Social Services Administration Boards co-fund 50%, and deliver ambulance services and employ paramedics. Therefore, municipal governments have the 'on the ground' experience and knowledge to provide advice to this committee.

Modernization of the Act is overdue and welcome. However, I have come before you today as parts of the Act have significant implications for municipal governments and property taxpayers.

Our key concern with the Act is that it opens the door to the fire-medic model. AMO has consistently opposed this; however, it seems certain to happen despite our and our members’ strong objections and best advice to the government.

The legislation will enable two pilot projects. These pilots are to be hosted by willing municipal governments that would allow fire fighters, certified as paramedics, to treat low-acuity patients. There is no evidence from other jurisdictions that this model works effectively. Labour relations issues will arise and the cost to municipal governments from increased fire settlements will be significant.

It is troublesome that the government remains committed to proceed with the fire-medic model. Given that it is to happen, municipal governments need guaranteed protection from arbitrators. The protection is needed from binding interest arbitration that could replicate and force the pilots on unwilling municipal governments. There is precedence to justify this concern. It has happened before with 24-hour shift pilots imposed on fire departments across the province, despite opposition from the municipal employers. I cannot emphasize enough that other related legislation must be amended at the same time as the *Ambulance Act*. 

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Therefore, AMO has proposed concurrent legislative changes to the *Fire Protection and Prevention Act* and the *Ambulance Services Collective Bargaining Act*. Wording for your consideration is provided in the appendix of our submission. We understand that all-party support is required to make these amendments as they are in different Acts than Bill 160 opens. On behalf of municipal governments in the province, we implore you to include these amendments in your clause-by-clause deliberations.

AMO is also asking for other amendments to the *Ambulance Act*. One that I will comment on is that there is an amendment that would let the Minister set ambulance fees and issue operational or policy directives to the operator of a land ambulance. AMO is concerned that this will provide too much authority to the Minister to bypass the regulatory process that allows for public comment on proposed changes. At a minimum, these directives should be discussed with AMO and municipal partners as we pay half the cost of the service. This should happen prior to finalization as per the terms of the Ontario-AMO Memorandum of Understanding.

AMO has analyzed the proposed flexibility for paramedics. We understand that they will be able to deliver alternative care options to low acuity patients. We agree that it will provide better patient care. It will also avoid unnecessary trips to emergency rooms. This will free up ambulance resources to respond to other emergency calls without experiencing as many offload delays in hospital.

However, with the new expanded responsibility there will be increased risk of liability for decisions made by paramedics. Ideally, the Act and regulations should provide protection to mitigate against risk, for both municipal governments and for individual paramedics who serve our communities. If the Bill passes, AMO will be asking the Ministry to develop clear standards and policies and provide training on them.

Lastly, I would comment that it is disappointing the glacial speed at which the Province is making dispatch improvements. We understand that there are lots of moving parts to improve dispatch communications but municipalities have been asking for dispatch modernization for the last decade for which the Province is 100% financially responsible. There is urgency to get this done right in a timely manner to improve patient outcomes now.
The Association of Municipalities of Ontario ("AMO") requests the following amendments to Bill 160.

**Ambulance Act**

1. Amend the *Fire Protection and Prevention Act, 1997* in the following manner:

   **Duty of board**

   Section 50.5 (2.1) In making a decision, the board of arbitration shall not expand the work jurisdiction of the firefighters to include duties and responsibilities of a “paramedic”, as defined in section 1(1) of the *Ambulance Act*, beyond those paramedic duties and responsibilities which are currently performed by firefighters, Acting as firefighters, for the employer.

   Amend the *Ambulance Services Collective Bargaining Act, 2001* in the following manner:

   **Criteria**

   Section 21 (2.1) In making a decision, the arbitrator shall not expand the work jurisdiction of the ambulance workers to include duties and responsibilities of a “firefighter”, as defined in section 1(1) of the *Fire Protection and Prevention Act, 1997*, beyond those firefighter duties and responsibilities which are currently performed by ambulance workers, Acting as ambulance workers, for the employer.

2. Amend the Act to update the definition of a paramedic.

3. Amend the Act, regulations, policies, and guidelines to mitigate against increased municipal liability given the new models of patient care expand the scope of paramedic practice.

4. Amend the Act, and other Acts as needed, to allow forms of transportation other than an ambulance to provide conveyance to a hospital or other non-hospital facility.

5. Amend the Act, regulations, and procedures as needed to permit dispatch not to require a paramedic to respond to a 911 call in all cases if not deemed medically required.

6. Amend the Act, as needed, to provide flexibility for municipal governments and District Social Service Administration Boards (DSSABs) to operate their own dispatch systems, without changing the 100% provincial funding arrangement.

7. Amend the Act, as needed, to identify that third party operators contracted by the Province, not municipal ambulances, will provide inter-facility transfer services throughout the province and only in circumstances when there is no other alternative shall an ambulance be used, with the LHIN providing payment for full cost recovery of the cost of the service.
8. Amend the Act to clearly state that the Province is responsible for funding the operation of the land ambulance system at the rate of 50% of actual costs, both capital and operating, and is 100% responsible for the funding of land ambulance dispatch.

_Health Protection and Promotion Act_

9. Amend the Act to clearly state that the Province is responsible for funding the public health mandatory programs at the rate of 75% of actual costs.
October 11, 2017

Honourable Kathleen Wynne, Premier
Legislative Building, Room 281
Queen’s Park
Toronto, ON M7A 1A1

Dear Premier Wynne:

RE: PROVINCIAL FLOOD INSURANCE PROGRAM

At their meeting of October 10, 2017 the Council of the Town of Lakeshore duly passed the following resolution.

Councillor Wilder moved and Councillor Janisse seconded:

That:

WHEREAS weather patterns seem to have changed, in that excessive and prolonged rains are now becoming more frequent and regular,

WHEREAS there is an increased chance of flooding, as result of excessive and prolonged rains;

WHEREAS property owners in areas that are at an increased risk of flooding are often unable to purchase flood insurance to protect their properties; and

WHEREAS the cost of property repairs after a flood cause financial hardship for individuals, families and businesses.

NOW THEREFORE BE IT RESOLVED that the Government of Ontario be urged to create a Provincial Flood Insurance Program, to cover those individuals, families and businesses who are unable to secure flood insurance for their properties;

BE IT FURTHER RESOLVED that a copy of this motion be sent to the Honourable Kathleen Wynne, Premier of Ontario, the Honourable Patrick Brown, Leader of the Progressive Conservative Party, the Honourable Andrea Horwath, Leader
of the New Democratic Party, and all MPPs in the Province of Ontario; and

BE IT FURTHER RESOLVED THAT a copy of this Motion be sent to the Association of Municipalities of Ontario (AMO) and all Ontario municipalities for their consideration.

   Motion Carried Unanimously

Should you require any additional information with respect to the above matter, please contact the undersigned.

Yours truly,

Mary Masse
Clerk

/cc: Hon. Patrick Brown, Leader of Progressive Conservative Party
/cc: Hon. Andrea Horwath, Leader of New Democratic Party
/cc: Association of Municipalities Ontario (AMO)
/cc: Via Email - All Ontario Municipalities
/cc: Via Email - MPPs in the Province of Ontario
For Immediate Release
October 26, 2017

MPP Walker voices local concerns over new labour bill

QUEEN’S PARK – Bruce-Grey-Owen Sound MPP Bill Walker has voiced concerns from local constituents and businesses over the labour reform bill, known as Bill 148, An Act to amend the Employment Standards Act, 2000. This is the legislation that will increase the minimum wage in Ontario.

Walker is now encouraging constituents who haven’t yet spoken up to do so via committee hearings that will be taking place from October 30 to November 2. Hearing dates are taking place before the Standing Committee on Finance and Economic Affairs on Monday, Oct. 30, from 1:30 to 6 p.m., Tuesday, Oct. 31, 9 to 10:15 a.m., and Thursday, Nov. 2 from 9 to 10:15 a.m. and again from 2:30 to 6 p.m.

Written submissions are also being accepted until Friday, Nov. 3. To apply to testify, or to submit written submissions, please contact the clerk of the Finance Committee, Eric Rennie at 416-325-3506 or comm-financeaffairs@ola.org

Last month Ontario’s independent fiscal watchdog warned a $15-hour minimum wage hike could cost at least 50,000 jobs. Similarly, an Ontario Chamber of Commerce Report has found the increase will result in 185,000 lost jobs over time and drive up prices from everything from groceries to childcare. While Walker and his party support this increase, they want the increases implemented responsibly so there’s minimum impact on people’s cost of living.

“It’s clear why the Liberal government has to this point refused to conduct their own economic analysis into the proposed changes. They don’t want to see the results,” Walker concluded. “It’s irresponsible to bring in changes without knowing its impact on future cost of living, jobs and overall economy.”

-30-
This past summer, the Tourism Industry Association of Ontario (TIAO) sent a letter to Ontario Premier Kathleen Wynne on behalf of Ontario's tourism businesses regarding Bill 148, the government's proposed legislation updating the Employment Standards Act and Labour Relations Act.

This letter is co-signed by many leading tourism organizations including Blue Mountain Village Association. Grey County is home to 1350 tourism-related businesses, out of the total of 10,500 businesses in Grey County. The vast majority of these businesses are owner-operated or employ less than 20 people.

**Bill 148 - Letter to Premier Wynne (PDF of Letter)**

Today, we are reaching out to you, our tourism industry, with the same concerns expressed in TIAO's letter regarding the impacts of the magnitude and speed of changes contained within Bill 148 – Fair Workplaces, Better Jobs Act 2017. As TIAO's letter makes clear, dedicated staff are critical to the tourism industry, their safety and satisfaction are vital for our success. We echo TIAO's call for a balanced approach to policy that considers the impact on all stakeholders, both employees' need for a living wage and good working conditions, and businesses' need for time to adjust their operations and policies for legislative changes. Bill 148 contains drastic changes that will have a
have the unintended consequence of hurting the very people these recommendations are trying to help.

On October 18, 2017, Bill 148—Fair Workplaces, Better Jobs Act—passed Second Reading. During the course of debate, opposition parties raised many of TIAO's concerns about the bill, including the impact of increasing minimum wage over a short time frame; the impact of eliminating the 50 employee threshold for personal emergency leave days; the lack of clarity around the 10 personal emergency leave days for part-time and seasonal workers; the impact of the new scheduling provisions; and the privacy issues around the union certification process. A current copy of Bill 148 can be found here. One positive amendment that has been made to this version of the Bill includes an exemption to the scheduling provisions for businesses impacted by weather, as requested by TIAO.

The Bill has been sent back to the Standing Committee on Finance and Economic Affairs, and industry will once again have an opportunity to present before the committee. TIAO has already submitted its request to present.

Grey County's Tourism Advisory Committee has supported the TIAO letter and encourages all business owners to contact their local MPP regarding their concerns with the proposed legislation. One option is to use a form letter provided at the Keep Ontario Working website. http://www.keepontarioworking.ca/send-a-letter. Keep Ontario Working is a broad coalition of business organizations including TIAO, the Ontario Chamber of Commerce, Ontario Federation of Agriculture. They recently released two major reports that broadly capture the challenges associated with Bill 148 and the concerns of the employer community. More details can be found at their website above under Media Reports.

A second option is to directly send your letter or comments to your MPP:
Bill Walker, MPP Bruce-Grey-Owen Sound
Room 410, Queen’s Park
Main Legislative Building
Toronto, ON M7A 1A8
Phone: 416-325-6242
Fax: 416-325-6248
bill.walkerco@pc.ola.org

Jim Wilson, MPP Simcoe-Grey
Room 241 NW, Queen’s Park
Main Legislative Building
Toronto, ON M7A 1A8
Phone: 416-325-2069
Fax: 416-325-20179
Jim.wilson@pc.ola.org

Grey County Tourism supports TIAO’s recommendations outlined in its letter of July 18 to Premier Kathleen Wynne to provide a more balanced approach to changing workplaces and continuing to grow the success of Ontario’s tourism industry.

Gary Gingras
Bryan Plumstead

*Gary Gingras*
Chair, Grey County
Tourism Advisory Committee

*Bryan Plumstead*
Manager of Tourism

Grey County
102599 Grey Road 18
Phone: +1 519-376-3365 ext. 6110
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http://www.visitgrey.ca
http://www.greyroots.com

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To:
(township@amaranth-eastgary.ca); Suzanne Jones (suzannej@haltonhills.ca); Suzanne Klatt (admin@southalgonquin.ca); Sylvie C’t, (treasure@ntl.sympatico.ca); Tammy Rob (clerk treasurer@visitmachin.com); Tammy Wylie (info@whitestone.ca); Tara Stephens (clerk@welland.ca); Tawnya Donald (info@stirling-rawdon.com); Teresa Desserre (townshipofmorley@gmail.com); Terry Horner (info@mulmur.ca); Terry Lapierre (pembroke@pembroke.ca); Theresa Campbell (townshipofpertheast.ca); Thom Gettlinby (brock@townshipofbrock.ca); Tina Forsyth (info@whiteriver.ca); Tonia Graham (t.graham@marmoraandlake.ca); Troy McHarg (info@milton.ca); Ulli Watkiss (accesstoronto@toronto.ca); Valerie Critchley (clerks@city.windson.on.ca); Valerie Obarymskyj (hiltonatownship@xplornet.com); Valerie Przybilla (clerkoffice@centrehurstings.com); Valrie Hummel (woolwich.mail@woolwich.ca); Vanessa Latimer (vanessa@townshipleeds.on.ca); Veronique Dion (comments@townsfy.ca); Vicki Kimmett (general@brighton.ca); Vicki Tytaneck (townclerk@oakville.ca); Victoria Goertzen-Cooke (plumtwsp@onlink.net); W. Robert MacLean (townthess@bellnet.ca); Wanda Kabel (info@snrf.ca); Wayne Miller (info@pelee.ca); Wayne Orr (admin@southfronenc.net); Wendy Whitwell (info@armourtownship.ca); Will Moore (office@chatsworth.ca); William Jaques (ezt@ezt.ca); William Kolasa (generalinquiries@lincoln.ca); William Lebow (clerk@madoc.ca); William White (minto@town.minto.on.ca); Yvonne Aubichon (info@springwater.ca); Yvonne Robert (yrobert@elizabethtown-kitley.on.ca)

Cc:

Subject:
Request for Support re Bill 148

Good Afternoon,

The Township of North Frontenac held a Council Meeting on October 13, 2017 and is requesting support for the below resolution:

Moved by Councillor Inglis, Seconded by Councillor Hermer #470-17
BE IT RESOLVED THAT Council is concerned with the negative impacts of Bill 148, including potential increase of costs on Volunteer Fire Departments;
AND THAT Council instructs the Clerk to circulate a copy of this Resolution to all other municipalities in Ontario requesting their support; AMO and Randy Hillier MPP.
Carried

If you have any questions or concerns, please contact Tara Mieske, Clerk/Planning Manager www.clerkplanning@northfrontenac.ca.

Thank you,
Sonia

**Sonia McLuckie**
Adminstrative Assistant to the Fire Chief, Clerk/Planning Manager, and to Assist with the CLSP
**Township of North Frontenac**
6648 Road 506, Plevna, ON, KOH 2M0
1-800-234-3953 or 613-479-2231 Ext. 239
officesupport@northfrontenac.ca
30 October 2017

Honourable Kathleen Wynne, Premier of Ontario
Legislative Building – Room 281
Queen’s Park
Toronto, ON M7A 1A1

Dear Premier Wynne,

The Council of the Town of Mono passed the following resolution at its Council Session of October 24, 2017:

Moved by R. Manktelow; Seconded by K. McGhee


AND THAT this resolution be forwarded to Premier Wynne, MPP Sylvia Jones and all Ontario municipalities.

Carried.

Town of Mono Council is concerned with the affect the on-call provisions of Bill 148, Fair Workplaces, Better Jobs Act, 2017 will have on Municipal budgets. Of particular concern is how the proposed changes will impact the cost of providing emergency services, including firefighting and fire prevention services, as Mono relies heavily on volunteer fire fighters. Changing to a 3-hour at regular time on-call regime will prove to be cost prohibitive.

We request that the Government of Ontario provide an exemption from article s. 21.4 for all municipal employees who are required to be on-call to provide statutorily mandated public safety services.

Regards,

Laura Ryan
Mayor

cc: Sylvia Jones, MPP (Dufferin—Caledon)
All Ontario Municipalities
October 2nd, 2017

Honourable Kathleen Wynne, Premier of Ontario
Legislative Building - Room 281
Queen's Park
Toronto Ontario, M7A 1A1
Via Email

Dear Premier Wynne,

Please be advised the Council of the Township of Montague passed the following resolution at its meeting of Committee of the Whole of September 19th, 2017:

MOVED BY: K. Van Der Meer  RESOLUTION NO: 104-2017
SECONDED BY: I. Streight  DATE: September 19, 2017

WHEREAS The Township of Montague maintains a motivated and well-functioning volunteer fire department;

AND WHEREAS changes proposed to on-call provisions in the Employment Standards Act by Bill 148 will result in exorbitant tax increases to maintain fire prevention services in a rural municipality;

AND WHEREAS many Ontario municipalities will be unable to maintain fire services if this change is enacted;

AND WHEREAS the Association of Municipalities of Ontario has submitted a position paper to the Ontario government specifically requesting the exemption of all municipal volunteer firefighters;

NOW THEREFORE The Township of Montague requests that all municipal employees be specifically exempted from the on-call changes proposed by Bill 148;

AND That the Township of Montague request that the government of Ontario conduct a full economic impact study of Bill 148 to study the effect of the Bill on businesses and municipalities across Ontario;

AND That this resolution be circulated to Premier Kathleen Wynne, Minister of Labour Kevin Daniel Flynn, the Association of Municipalities of Ontario and all Ontario municipalities.

CARRIED
Please contact me if you have any additional questions.

Thank you,

Jasmin Ralph
Clerk

Cc: Minister of Labour Kevin Daniel Flynn;
    Association of Municipalities of Ontario (AMO)
    All Ontario Municipalities
Please be advised the Council of the Corporation of The Township of Drummond/North Elmsley passed the following resolution at its Council meeting of October 24, 2017:

MOVED BY: Steve Fournier  
SECONDED BY: George Sachs  
RESOLUTION NO: 2017-125  
DATE: October 24, 2107

WHEREAS changes proposed to on-call provisions in the Employment Standards Act by Bill 148 will result in exorbitant tax increases to maintain fire prevention services and on-call system for snow plowing and road maintenance in a rural municipality; and

WHEREAS many Ontario municipalities will be unable to afford these services if this change is enacted; and

WHEREAS the Association of Municipalities of Ontario has submitted a position paper to the Ontario government specifically requesting the exemption of all municipal employees who are required to be on call to provide statutorily mandated public safety services;

NOW THEREFORE BE IT RESOLVED THAT The Township of Drummond/North Elmsley requests that all municipal employees be specifically exempted from the on-call changes proposed by Bill 148; and

FURTHERMORE THAT the Township of Drummond/North Elmsley request that the government of Ontario conduct a full economic impact study of Bill 148 to study the effect of the Bill on businesses and municipalities across Ontario; and

FURTHERMORE THAT this resolution be circulated to Premier Kathleen Wynne, Minister of Labour Kevin Daniel Flynn, the Association of Municipalities of Ontario and all Ontario municipalities.

Thank you.

Cathy Ryder, CMO  
Deputy Clerk / HR  
Township of Drummond/North Elmsley  
310 Port Elmsley Road, RR#5  
Perth, Ontario K7H 3C7  
Phone: (613) 267-6500 Ext 251; Fax (613) 267-2083
Hi Mark, I’ve attached the report that went to Council yesterday. They received it for information. The Western Ontario Warden’s Caucus has sent a resolution to the province on behalf of all its members that reads:

Recommendation: “That the Premier be requested to consider a longer-term phase in of the components of Bill 148, “Fair Workplaces, Better Jobs Act, 2017”; and consider exemptions in the areas that are likely to cause unintended consequences in the municipal sector, such as: scheduling, on-call provisions, public holiday pay, personal emergency leave, and increase in vacation time and pay” - CARRIED

The costs have the potential to be very significant and councillors were concerned about how any resources they might have put toward construction or asset management would be completely consumed.

I am glad you like the chambers. We have some bugs to work out, but overall we are very happy!

Kim Wingrove
Chief Administrative Officer
Phone: +1 519-372-0219 ext. 1292

Hi Kim,

Just wondering if you have taken the issue of Bill 148 to GC Council yet, and if there was any resolution/direction from GC Council, as I am taking some info to WG Council including a couple of resolutions from other municipalities re: Bill 148.

By the way, Heather gave me a tour of the new Council Chambers, etc. AWESOME!!!
Recommendation

1. That report HRR-CW-05-17 regarding the impact of Bill148 be received for information.

Background

On June 1, 2017, the Ontario government introduced Bill 148, The *Fair Workplaces, Better Jobs Act, 2017*. The proposed amendments are the response to the Minister of Labour’s final report from the Changing Workplaces Review and will amend the Employment Standards Act, 2000 (ESA) and the Labour Relations Act, 1995 (LRA). The Bill as currently written will not only impact Grey County operations, but will substantially change the landscape of employment and labour law in Ontario.

Following is a summary of the currently proposed changes within Bill 148 which could have the most significant impact to county policies and budgets.

Minimum Wage

On October 1, 2017, the general minimum wage rate was increased to $11.60 per hour, an increase of $0.20 per hour from the previous year. The proposed minimum wage rate effective January 1, 2018 is $14.00, an increase of $2.40 per hour or 20.69 per cent over the current rate.

The non union student rates were originally approved in 2008 and since that date, receive the same cost of living increases applied to the non union wage grid. Unionized student rates typically increase during contract negotiations.

In 2017, there were twenty-six student positions, of which only three were paid more than $14.00. Factoring in cost of living increases to the 2017 student rates, it is estimated that the increase to the new minimum wage rate on January 1, 2018 will cost $9,316 above the proposed 2018 budget. The estimate does not include employer paid taxes.
The minimum wage increases have the potential to create compression issues. Unions may try to maintain the same differential between the minimum wage rate and the lowest paid position on the unionized grid. In addition, the increase to the minimum wage may create market issues in the future. The increased costs to minimum wage may also impact costs of goods and services.

Equal Pay for Equal Work

Bill 148 would implement a general rule that no employee may be paid less than what is paid to full time employees of the same employer who performs the same job. The rule would apply to part time, casual, temporary and seasonal employees, unless there are objective reasons to justify a differential rate including systems that are based on seniority, merit, or by quantity or quality of production, or any other factor other than gender or employment status. Overall, the County has already taken this approach to compensation. The area where we may see an impact is where we hire workers through temp agencies (currently in our long term care homes). This rule would come into effect on April 1, 2018.

Scheduling/On-Call Provisions

The proposed legislation will introduce new scheduling provisions to the ESA that will come into effect on January 1, 2019.

An employee, with at least three months of service, will have the right to request a schedule or work location change without reprisal. There is no obligation for the employer to grant the request. Bill 148 will also provide an employee the right to refuse a work or on-call assignment, where the request is made within 96 hours of the start of the shift. This provision was amended after the first reading so that it will not apply where the work is to deal with an emergency, to remedy or reduce a threat to public safety or for other prescribed reasons.

The Bill will require employers to pay three hours of regular wages where the employer cancels a scheduled work or on-call shift within 48 hours of its commencement. The obligation will not apply in certain cases beyond the employer's control (i.e. fire, power failure, storms). This provision was also amended to include exemptions to situations where the nature of the employee's work is weather-dependent and the employer cannot provide work for weather-related reasons, or for any other prescribed reasons.

Bill 148 amends the ESA's existing three hour reporting rule to require payment at the regular rate of pay as opposed to the minimum wage rate as the current rule has been interpreted as requiring. This amendment will not impact County operations as our collective agreements and current practice have been to compensate at the employee's current rate of pay.

The most significant impact of the scheduling section of Bill 148 pertains to the new on-call rule. The Bill requires the employer to provide at least three hours pay per day at the regular rate to employees who are on-call and who are either not called in to work or who are called in but work less than three hours. Currently, staff in Information Technology, Paramedic Services, Long Term Care, Housing and Transportation Services departments are on call and receive on-
call compensation outlined in the Human Resources Policy (3.5 hours per week) or as outlined in their collective agreement. The potential impact to the County for the new on-call pay provision is estimated to be $63,479 excluding benefits.

Bill 148 was amended to clarify that the three hour entitlements do not pyramid, and an employee is limited to receiving only three hours pay even if the entitlement arises under more than one provision. In addition, Bill 148 originally provided that where the terms of a collective agreement conflict with the new scheduling provisions, the collective agreement was to prevail. Amendments adopted will place limits on this and will require the County to review all collective agreements and where necessary, renegotiate some of the scheduling provisions, or have them overridden by the ESA’s new rules.

Vacation and Public Holiday Pay

Currently the Employment Standards Act sets the minimum entitlement for vacation pay and time to be four per cent of gross earnings, with two weeks time off after one year of service. Bill 148 will increase these amounts to six per cent of gross earnings with three weeks of time off after five years of service.

While most County employees reach three weeks of vacation after three years of service, there are approximately sixteen employees who will be affected by this change. Our non union policy allows for vacation in excess of two weeks for permanent full time and permanent part time employees who are guaranteed at least twenty-one hours of work each week. The union contract that covers outside workers in the Transportation Department allows for employees to move to three weeks vacation after three years of full time employment. The estimated annual cost for the increase in vacation is approximately $7,281 excluding payroll taxes.

When reviewing the impact of the change to vacation, we assumed that five years of service doesn’t necessarily mean five calendar years of service. Our collective agreement that covers paramedics sets years of service for vacation increments for part time as total hours worked equaling full time service equivalency. Should the Ministry of Labour determine that years of service are based on calendar year, then the cost to the County will increase.

Bill 148 will amend the formula for the calculation of public holiday pay in order to “ensure that the calculation reflects an employee’s regular wages that they would have earned but for the holiday. The new calculation divides the wages earned in the pay period immediately preceding the public holiday by the number of days actually worked to earn those wages. This is very different from the current formula which effectively prorates holiday pay for employees who work less than five days per week. Under the new rule, an employee who works three days per week, eight hours per day, will be entitled to eight hours pay for the holiday, whereas under the current rule, the employee would only be entitled to 4.8 hours pay.

The estimated cost to the change in the statutory holiday pay calculation is approximately $14,225 excluding taxes. The calculations were done only where employees do not receive “in lieu” of statutory holidays as part of their “in lieu” of benefits.
The proposed changes to vacation pay and statutory holiday pay would come into effect on January 1, 2018.

**Personal Emergency Leave**

The ESA currently allows for each employee to take up to ten unpaid, job protected leave days due to illness, injury and certain other emergencies and urgent matters. Bill 148 will require that where an employee has worked for the employer for at least one week, two of the ten days must be paid. Under current legislation, the employer can require reasonable proof that the leave is necessary. Proposed changes will prohibit the employer from requiring an employee to provide a medical note to substantiate any claim for personal emergency leave. Removing the requirement for medical notes affects the employer’s ability to manage absenteeism.

County policies and collective agreements currently provide sick day and emergency leave benefits to full time and permanent part time employees that exceed the personal emergency leave provisions. Most unionized part time employees receive additional pay “in lieu” of sick days and benefits and we would take the stance that the pay “in lieu” compensates employees for the paid emergency days. Should the County be successful with this argument, the cost to provide two paid emergency leave days to employees who are not covered for paid sick days is approximately $26,600 excluding vacation pay and benefits.

Employees could argue that if they have not otherwise used any paid emergency leave days that they should have the ability to use the two paid days to cover absences not provided under County policy or collective agreements. An example of this type of leave would be when they are unable to attend work as their road is closed due to a snow storm. The approximate cost to provide two paid days to every County employee is $464,700, excluding benefits.

Personal emergency leave changes would take effect on January 1, 2018.

**Other Leaves of Absence**

Bill 148 would increase the length of family medical leave from eight weeks in a 26 week period to 27 weeks in a 52 week period. Family medical leave is unpaid job protected leave for employees who need to care for a family member who is dying or at significant risk of dying within 26 weeks.

The proposed legislation will also create a new leave for domestic or sexual violence. Under this new leave, an employee who has been employed for at least 13 consecutive weeks is entitled to an unpaid leave of absence where that employee or the employee’s child experiences domestic or sexual violence or threat of sexual or domestic violence. The length of the proposed leave is 15 weeks per year.

Following the first reading of the Bill, two amendments were made in relation to the pregnancy and parental leave sections. First, the length of pregnancy leave for employees who suffer a still-birth or miscarriage will be extended from six weeks to 12 weeks after the pregnancy loss occurs. This change will come into effect on January 1, 2018.
Second, the length of parental leaves will increase by a total of 26 weeks. This means that in the case of employees who took pregnancy leave, the total time away from work will be 18 months. This change brings the ESA into line with recent changes to the Employment Insurance Act and will come into effect on a day to be named by proclamation by the Lieutenant Governor in Council.

Generally, the County would consider and approve leaves of absence requests for employees to care for family members or to deal with domestic violence, etc. Where leaves of absences are not legislated, continuation of group benefits would only be extended in accordance with the collective agreements, or in the case of County policy, up to two months. Leaves that are not covered under the ESA do not require the employer to continue contributions to the pension plan. However, once a leave becomes legislated, the employer is required to continue to pay OMERS contributions as long as the employee pays their share. There were 16 pregnancy/parental leaves that began in 2016. If every employee took the additional six months time off and paid their pension contributions for the six months, the estimated cost to the County is $35,800. In addition, there would be the added cost of continuing group benefit coverage for the seven full time employees.

**Status of Bill 148**

On October 18, 2017, Bill 148 was ordered referred to the Standing Committee on Finance and Economic Affairs. The Ontario government announced that it would be conducting consultations on a range of exemptions under the ESA, including key exemptions that apply to managers and supervisors, as well as to IT professionals and other professions. Currently, IT professionals are exempt from all hours of work and overtime provisions. The exemptions for managerial and supervisory employees are similar to those that apply to IT professionals.

The Ontario Municipal Human Resources Association (OMHRA) has participated in discussions and compiling feedback to the province, and they will continue to do so. It is unknown how much the current draft of Bill 148 will change and how the Ministry of Labour will interpret each section. The Ministry will provide regulations which will assist employers with implementing the Bill.

**Financial/Staffing/Legal/Information Technology Considerations**

Once the final reading has occurred, an in-depth review of policies and collective agreements will be required to determine the financial impact to the County. Based on our interpretation and assumptions on Bill 148 as it is currently written, the estimated financial impact is as follows:

<table>
<thead>
<tr>
<th>Bill 148, Section</th>
<th>Estimated Financial Impact</th>
<th>Details of Provision</th>
</tr>
</thead>
<tbody>
<tr>
<td>Minimum Wage</td>
<td>$9,316</td>
<td>$14.00 per hour January 1, 2018</td>
</tr>
</tbody>
</table>

HRR-CW-05-17 Date: November 9, 2017
<table>
<thead>
<tr>
<th>Provision</th>
<th>Cost</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>On Call Provision</td>
<td>$63,479</td>
<td>3 hours pay at regular rate</td>
</tr>
<tr>
<td>Vacation Pay &amp; Time</td>
<td>$7,281</td>
<td>Increase from 4% to 6% at 5 years of employment</td>
</tr>
<tr>
<td>Public Holiday Pay</td>
<td>$14,225</td>
<td>Change in calculation for part time staff</td>
</tr>
<tr>
<td>Personal Emergency Leave</td>
<td>$26,600</td>
<td>Two paid days for staff without benefits or &quot;in lieu&quot;</td>
</tr>
<tr>
<td>Parental Leave Extension</td>
<td>$35,800</td>
<td>Leave extended by 26 weeks</td>
</tr>
<tr>
<td></td>
<td>$156,701</td>
<td></td>
</tr>
</tbody>
</table>

Not included:
- Added cost of benefits and payroll taxes. Parental Leave cost is OMERS premiums only.
- Increased minimum wage to $15 on January 1, 2019
- Equal Pay for Equal Work - cost to pay Agency employees same pay as County employees
- Payment of 3 hours straight time when shifts cancelled or on call cancelled within 48 hours of shift start
- Cost of two personal emergency leave days for employees with benefits or pay "in lieu"

Link to Strategic Goals/Priorities
Goal 3: Deliver Excellence in Governance and Service

Attachments and Background Information
None

Respectfully submitted by,

Sandra Shipley
Human Resources Manager

Director Sign Off: Grant McLevy, Human Resources Director

Date: November 9, 2017
Bill 148 : Fair Workplaces, Better Jobs Act Update

Jennifer Moreau Manager Human Resources
September 19, 2017

Bill 148 Status

- May 30 - Premier Wynne announces increase to Minimum Wage
- June 1 – Bill 148 Fair Workplaces, Better Jobs Act was introduced and referred to Committee
- Summer 2017 – Public consultation commences on the bill
- August 21, 2017 Standing Committee on Finance and Economic Affairs adopted significant amendments to Bill 148
- Sept. 11 Legislature resumed Bill 148 passes second reading
- Expected to pass this fall.
General Changes to ESA

- Minimum Wage - $14.00 on Jan 1, 2018, $15.00 on Jan 1, 2019
- Vacation Entitlement - Minimum vacation increases from two weeks to three weeks after an employee has been employed for longer than five years (our current by-law allows 3 weeks at 4 years)
- Domestic of Sexual Violence Leave - prior employee would use ten personal emergency leave days. New leave would be 10 days emergency leave plus 15 weeks.

Pregnancy and Parental Leave - ESA

- Pregnancy and Parental Leave - employees who suffer a still-birth or miscarriage will be extended from 6 weeks to 12 weeks. The length of parental leave increases:
  - From 35 weeks to 61 weeks for employees who took a pregnancy leave
  - From 37 weeks to 63 weeks for employees who did not take pregnancy leave
Record Keeping for Employers - ESA

- The ESA currently requires that employers maintain a range of records with respect to their employees. Amendments adopted by the Committee will add several new record-keeping requirements in addition to what already exists:
  - the dates and times an employee was scheduled to work or to be on-call for work, and any changes to the on-call schedule
  - the dates and times an employee worked
  - where an employer has two or more regular rates of pay, the dates and times an employee worked in excess of the overtime threshold at each rate of pay
  - any cancellations of a scheduled day of work or a scheduled on-call period and the date and time of the cancellation
  - any written notice provided to employees regarding substitute holidays (discussed below)
  - the amount of vacation pay an employee earned during a vacation entitlement year and how the amount was calculated
  - in cases of an alternative vacation entitlement year, the amount of vacation pay an employee earned during the stub period and how that amount was calculated and documents related to an employee taking the new Domestic or Sexual Violence Leave
  - The retention period for records of vacation time and vacation pay will increase from three years to five years.

Scheduling/On-call Provisions - ESA

- Bill 148 will provide an employee the right to refuse a work or on-call assignment, where the request is made within 96 hours of the start of the shift. The Committee amended the provision so that it will not apply where the work is to deal with an emergency, to remedy or reduce a threat to public safety or for other prescribed reasons.
- Bill 148 will create an obligation to pay 3 hours wages at the regular rate where an employer cancels a scheduled work or on-call shift within 48 hours of its commencement. This obligation will not apply in certain cases beyond the employer’s control (e.g. fire, power failure, storms). The Committee expanded that exemption to situations where the nature of the employee’s work is weather-dependent and the employer cannot provide work for weather-related reasons, or for any other prescribed reasons.
- Bill 148 amended the ESA’s existing 3-hour rule (i.e. the requirement to provide at least 3 hours pay at the regular rate where an employee reports for work and is provided less than 3 hours work) and created a new on-call rule (i.e. a requirement to pay at least 3 hours pay for employees who are on-call and who are either not called in to work or who are called in but work less than 3 hours). The Committee amendments clarify that in order to qualify for these payments, the employee must have been available to work for at least 3 hours at the relevant time.
- Bill 148 originally provided that where the terms of a collective agreement conflict with the new scheduling provisions, the collective agreement was to prevail. Amendments adopted by the Committee will place limits on this provision: (1) the collective agreement must be in effect on January 1, 2019 and (2) the provision ceases to apply upon the expiry of that agreement or January 1, 2026, whichever is earlier. This means that employers may be required to renegotiate some of the scheduling provisions during the currency of their collective agreement, or have them overridden by the ESA’s new rules.
- Finally, Part VII.2 was amended to clarify that the 3-hour entitlements do not pyramid, and an employee is limited to receiving only 3 hours pay even if the entitlement arises under more than one provision.
Public Holiday Pay - ESA

- A new formula for the calculation of "public holiday pay" designed to better ensure that the calculation reflects an employee's regular wages that they would have earned but for the holiday. The new calculation divides the wages earned in the pay period immediately preceding the public holiday by the number of days actually worked to earn those wages. This is very different from the current formula which effectively prorates holiday pay for employees who work less than 5 days per week. Under the new rule, an employee who works 3 days per week, 8 hours per day, will be entitled to 8 hours' pay for the holiday, whereas under the current rule, the employee would only be entitled to 4.8 hours' pay.

Substitute Holidays for Public Holiday - ESA

- Committee amendments add a new requirement that, where employees agree to work on a public holiday and are entitled to a substitute holiday, the employer must provide the employee with a written statement which sets out the public holiday on which the employee will work, the date that is the substitute holiday, and the date on which the statement was provided to the employee. Employers will also be required to keep records of that information.
Personal Emergency Leave Days - ESA

- Bill 148 would make significant changes to the personal emergency leave provisions of the ESA, including:
  - maintaining the 10-day entitlement, but requiring that 2 of the days be paid leave (the 2 paid days must be granted before the 8 unpaid days)
  - eliminating the 50-employee threshold so that personal emergency leave will apply in all workplaces
  - expanding coverage to include domestic or sexual violence or the threat of such violence
  - prohibiting employers from requiring an employee to provide a medical note to substantiate any claim for personal emergency leave.
  - This last change will significantly limit an employer's ability to ensure that personal emergency leave is taken for appropriate reasons and to manage employee attendance. While Bill 148 does not go so far as prohibiting an employer from asking for a medical note, employers will not be able to require them to be provided.
  - These changes would take effect on January 1, 2018.
  - In addition, where a paid day of leave occurs when the employee is entitled to overtime pay or a shift premium, the employee will only be entitled to pay at their regular wages and not at the higher rate.

Equal Pay for Equal Work - ESA

- Bill 148 would implement a general rule that no employee may be paid less than what is paid to full-time employees of the same employer who perform the same job. This is accomplished by prohibiting differential pay where this is based on “difference in employment status.” The rule would apply to part-time, casual, temporary and seasonal employees, unless there are objective reasons to justify a differential wage rate, including systems that are based on seniority, merit, where earnings are measured by quantity or quality of production or on any other factor other than sex or employment status.
  - Employees would have a right to request a review of their wages, and employers would be required to respond by either increasing the wage rate or providing a written explanation of the differential. Bill 148 contains anti-reprisal protections for such requests.
  - These rules would come into effect on April 1, 2018.
Scheduling - ESA

- Bill 148 would implement a range of measures related to the scheduling of work:
  - A new employee right to request schedule or work location changes without reprisal (available to any employee with at least 3 months' service).
  - Amending the 3-hour reporting rule to require payment at the regular rate of pay (as opposed to the minimum wage rate as the current rule has been interpreted as requiring).
  - An employee right to refuse a shift or to refuse being placed “on call” without reprisal if there is less than 4 days’ notice provided.
  - An obligation to provide 3 hours’ pay at the regular rate if a shift is cancelled within 48 hours of its scheduled start. This obligation would also apply if an employee is scheduled to be “on call”, but that status is cancelled within the same 48-hour window.
  - A new minimum “on call” payment - 3 hours’ pay at the regular rate - if an employee is placed on call and not called into work. This applies to each day of “on call” status, but would only apply once per day.
  - There would be some leeway for collective agreements to override the new rules. These provisions would come into effect on January 1, 2019.

Other Leaves of Absence - ESA

- Bill 148 would increase the length of family medical leave from 8 weeks in a 26-week period to 27 weeks in a 52-week period, and would create a new leave applying to the death of any child (this is an expansion of the existing crime-related child death leave).
- These changes would also take effect on January 1, 2018.
Other Additional Changes - ESA

- clarification and expansion of the related employer provision of the ESA
- allowing for the use of electronic agreements
- eliminating the blended overtime rate for employees who work different jobs at different rates for the same employer
- increased penalties for non-compliance (primarily through increased amounts for notices of contravention and authority to publish more data on individuals found to be in contravention)
- improved wage collection measures
- a new ability for the Director to provide and revoke “recognition” of employers who meet prescribed criteria presumably for compliance with the ESA but the Bill is not very descriptive of what an employer can be given recognition for having done.

Labour Relations Act - LRA

- There are significant changes to the Labour Relations Act in how a process for bargaining can start, be certified and head to arbitration for the first collective agreement.
- Not covering these changes in-depth at this point in time.
Bill 148 and Pay Equity Act/Office

- Given the significant increases to the minimum wage proposed under Bill 148, employers should carefully consider whether changes to their wage structures will result in pay equity liabilities.
- The pay equity office is targeting “new employers” to ensure compliance to the pay equity legislation, federal contractors program monitoring, innovation sector monitoring.
- Unionized workforce Engagement survey to seek the opinion of unionized workers if they feel pay equity is maintained appropriately etc.

What does this mean for the Town?

- Potential large-scale increases to on-call pay as of January 1, 2019. Would increase from our honorarium weekly to a three hour regular rate payment daily regardless of call in for all staff scheduled to be on-call.
- Are all volunteer fire fighters considered on call? If yes than they would receive 3 hours pay per day - everyday. Regardless we do schedule on-call for our Volunteer group.
- Is a Manager/EOC member considered on call? If yes than they would receive 3 hours per day - everyday.
- Equal pay for equal work - will mean that anyone who is not a student as defined in the ESA currently (a student is any worker under the age of 18) would require the same pay if work is essentially the same. University students would be required to earn the same as a seasonal operator. We need to figure this out by April 1, 2018 if the Act passes.
What does this mean for the Town?

- Equal pay for Equal work could have the impact of determining that a volunteer fire-fighter should earn the same as a full-time fire fighter if performing the same essential duties. We need to figure this out by April 1, 2018 if the Act passes.

- Personal Emergency Leave days - the definition under the ESA is very broad for emergency leave days - can be utilized if your basement floods, your babysitter cancels, you have a fire in your household or parents you care for have a fire. We currently provide 9 sick days to all Full-time staff. This is not the same as Personal Emergency Leave as it doesn't currently consider urgent matters. If the current definitions stay the same all staff would require 2 additional paid days per year. Uncertainty of how this applies to Volunteer Fire Fighters.  

- Compression issues with minimum wage increasing 32% over 2 years.

Next Steps

- Following Bill as it passes readings
- Worst Case Scenario costing?
- Council Heads up?
- Budget considerations for 2018
The Corporation of the Municipality of West Grey

By-law Number 9 - 2017

Being a By-law to amend Zoning By-law No. 37-2006, for the Municipality of West Grey

Whereas the Council of the Corporation of the Municipality of West Grey deems it in the public interest to pass a By-law to amend By-law No. 37-2006;

And whereas, pursuant to the provisions of Section 34 of the Planning Act, R.S.O. 1990, as amended, By-laws may be amended by Councils of Municipalities;

Now therefore the Council of the Corporation of the Municipality of West Grey enacts as follows:

1. By-law No. 37-2006 is hereby amended by rezoning the lands described as Part Lot 29, Concession 2 WGR, former Township of Bentinck, Municipality of West Grey, and shown more particularly on Schedule "15A".

2. Schedule "15" to By-law No. 37-2006, is hereby amended by changing the zone symbol of Part Lot 29, Concession 2 WGR, former Township of Bentinck, Municipality of West Grey, from the "A2" (Rural Zone) and "NE" (Natural Environment Zone) to the "A2-361-h" (Rural Exception-Holding Zone) and "NE" (Natural Environment Zone), as shown on Schedule "15A", attached to and forming part of this by-law.

3. The removal of the Holding (h) symbol shall be conditional upon the necessary Municipal Servicing Agreement being signed and registered, and the merging on title of the two subject properties, identified by property roll numbers 4205 280 04155 0000 and 4205 280 04165000.

4. "A2-361

Notwithstanding any provisions to the contrary, the following provision in addition to any other provisions pertaining to the "A2" (Rural Zone) shall apply to the lands zoned "A2-361" as shown on Schedule "15A" affixed hereto.

Permitted Uses: One Cottage Dwelling, and accessory uses and structures thereto.”

Definitions: For the purposes of this By-law, a “Cottage Dwelling” means a building used for non-permanent residential occupancy and fronting on a seasonal road, for which no conversion permits or change of use permits to permanent residential use shall be issued, notwithstanding that the building may be designed and/or constructed for year round or permanent occupancy.

For the purposes of this By-law, a “Seasonal Road” means a roadway that may or may not form part of the municipal road system which for the purposes of this By-law, means that the municipality is not obligated to provide any form of road maintenance or servicing other than that which existed on the date this By-law was passed.”
6. That this By-law Amendment shall come into effect upon the final passing thereof pursuant to Section 34(21) and Section 34(22) of The Planning Act, R.S.O., 1990, as amended, or where applicable, pursuant to Sections 34(30) and (31) of the Planning Act, R.S.O., 1990, as amended.

*******************************************************************************

Read a first and second time this _____ day of _______________, 2017.

Read a third time and finally passed this _____ day of _______________, 2017.

______________________  _______________________
Kevin Eccles, Mayor       Mark Turner, Clerk
The Corporation of the Municipality of West Grey
By-law Number 106 - 2017

Being, a By-law to repeal By-law Number 18-2011, being a By-law that appointed Harold McKnight as the Drainage Superintendent for the Municipality of West Grey;

NOW THEREFORE the Council of the Municipality of West Grey hereby enacts as follows:

1. That By-law Number 18-2011 is hereby repealed.

2. That this by-law shall come into full force and effect on January 31, 2018.

************************************************************

Read a first and second time this 20th day of November, 2017.

Read a third time and finally passed this 20th day of November, 2017.

Kevin Eccles, Mayor

Mark Turner, Clerk
The Corporation of the Municipality of West Grey

By-law Number 107 - 2017

Being, a by-law to appoint officials of the Corporation of the Municipality of West Grey in the County of Grey;

Whereas, Section 44, Section 53 and Section 54 of the Planning Act, R.S.O. 1990, Chapter P.13, as amended, authorizes the establishment of Committees of Adjustment, to provide for minor variance and consent granting authority;

Now therefore, the Council of the Municipality of West Grey hereby enacts as follows:

1. That, the following individuals are hereby appointed as members to the Municipality of West Grey Committee of Adjustment, with minor variance and consent granting authority:

John A. Bell, Bev Cutting, Kevin Eccles, Rebecca Hergert, Doug Hutchinson, Carol Lawrence, Robert Thompson

2. By-law No. 90-2016 is hereby repealed.

3. This By-law shall come into force and effect on the 1st day of January, 2018.

***************************************************************************

Read a first and second time this 20th day of November, 2017.

Read a third time and finally passed this 20th day of November, 2017.

_____________________________   ______________________________
Kevin Eccles, Mayor               Mark Turner, Clerk
The Corporation of the Municipality of West Grey

By-law Number 108 - 2017

BEING, A by-law to approve and authorize the execution of a Winter Maintenance Agreement between the Municipality of West Grey and the County of Grey;

WHEREAS, the Council of the Corporation of the Municipality of West Grey deems it expedient and in the public interest to enter into said Agreement;

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE MUNICIPALITY OF WEST GREY ENACTS AS FOLLOW:

1. That the Winter Maintenance Agreement between the Municipality of West Grey and the County of Grey, attached hereto as Schedule "A" is hereby approved.

2. That the Mayor and Clerk are hereby authorized to sign and seal the said Agreement.

3. That the Agreement, attached as Schedule “A”, hereto forms part of this by-law.

4. That this By-law shall come into full force and effect on the date of passing thereof.

*************************************************************************

Read a first and second time, this 20th day of November, 2017.

Read a third time and finally passed, this 20th day of November, 2017.

_________________________           ___________________________
Kevin Eccles, Mayor               Mark Turner, Clerk
Schedule “A” to By-law Number 108 - 2017

MUNICIPALITY OF

West Grey

WINTER MAINTENANCE AGREEMENT
Agreement made this 20th day of November, 2017.

BETWEEN:

THE CORPORATION OF THE MUNICIPALITY OF WEST GREY, hereinafter referred to as “West Grey”

AND

THE CORPORATION OF THE COUNTY OF GREY, hereinafter referred to as “Grey County”

WHEREAS West Grey has authority over Stone Hill Road in the Municipality of West Grey, in the County of Grey;

AND WHEREAS Grey County has authority over Grey Road 27, in the Municipality of West Grey, in the County of Grey;

AND WHEREAS Grey County and West Grey wish to enter into an Agreement to allow an exchange of winter maintenance activities and obligations on the aforementioned roads;

NOW, THEREFORE, THIS AGREEMENT WITNESSTH THAT, in consideration of the mutual covenants set out below together with other good and valuable consideration (the receipt of which is acknowledged), the parties agree as follows:

1. Definitions

1.1 “Agreement” means this Agreement and all instruments amending it.

1.2 Winter Maintenance Season” means the continuous period of time between the fifteenth (15th) day of November and the first (1st) day of April.

2. Term and Termination

2.1 This Agreement shall be effective on October 15, 2017 and shall continue until April 30, 2020 (the “Term”).

2.2 Notwithstanding section 2.a., this Agreement may be terminated by either party during the period of May 1 to August 31 throughout the Term, upon thirty (30) days’ written notice.

3. Roads Subject to this Agreement

<table>
<thead>
<tr>
<th>Road Name</th>
<th>Location Description</th>
<th>Distance One Way</th>
</tr>
</thead>
<tbody>
<tr>
<td>a. Stone Hill Road</td>
<td>From the junction of Grey Road 23 easterly. See attached map in Schedule A.</td>
<td>Approximately 0.9 km</td>
</tr>
<tr>
<td>b. Grey Road 27</td>
<td>From the King’s Highway No. 6, westerly to the Junction of Grey Road 4. See attached map in Schedule A.</td>
<td>Approximately 0.425 km</td>
</tr>
</tbody>
</table>
4. **Obligations of Grey County**

4.1 With respect to Stone Hill Road, further described within this Agreement in section 3.a:

a. Grey County shall undertake all winter maintenance activities, including but not limited to the patrolling, plowing and spreading of materials for winter road conditions of the road, during each Winter Maintenance Season throughout the Term of the Agreement.

b. Grey County shall attend to winter events on the road that occur prior to November 15 and after April 1 until winter events have subsided at the end of each season throughout the Term of this Agreement. Both parties acknowledge that the level of service provided outside of the Winter Maintenance Season may be at a lower level than during the Winter Maintenance Season, but that it shall meet the minimum standards set forth in regulations made by the Minister of Transportation as contemplated in section 44(4) of the Act (the “Minimum Maintenance Standards for Municipal Highways”) where such standards apply and in the event that there is no applicable Minimum Maintenance Standard it shall meet the standard of what is reasonable in the circumstances.

4.2 **Obligations of West Grey**

With respect to Stone Hill Road, further described within this Agreement in section 3.a:

a. West Grey shall be responsible for all removal of snow beyond the width of the road and shoulders if required.

b. West Grey shall be responsible to provide snow blowing services required within the right-of-way.

c. West Grey shall be responsible for the drainage maintenance of the road, including but not limited to the clearing of ditches, curbs and gutters, catch basins, and storm drains.

d. West Grey shall be responsible for the surface maintenance of the road, including the repair of potholes, cracks and depressions.

5. **Obligations of West Grey**

5.1 With respect to Grey Road 27, further described within this Agreement in section 3.b:

a. West Grey shall undertake all winter maintenance activities, including but not limited to the patrolling, plowing and spreading of materials for winter road conditions of the road, during each Winter Maintenance Season throughout the Term of the Agreement.

b. West Grey shall attend to winter events on the road that occur prior to November 15 and after April 1 until winter events have subsided at the end of each season throughout the Term of the Agreement. Both parties acknowledge that the level of service provided outside of the Winter Maintenance Season may be at a lower level than during the
Winter Maintenance Agreement

Winter Maintenance Season, but that it shall meet the minimum standards set forth in regulations made by the Minister of Transportation as contemplated in section 44(4) of the Act (the “Minimum Maintenance Standards for Municipal Highways”) where such standards apply and in the event that there is no applicable Minimum Maintenance Standard it shall meet the standard of what is reasonable in the circumstances.

5.2 Obligations of Grey County

With respect to Grey Road 27, further described within this Agreement in section 3.b:

a. Grey County shall be responsible for all removal of snow beyond the width of the road and shoulders if required.

b. Grey County shall be responsible to provide snow blowing services required within the right-of-way.

c. Grey County shall be responsible for the drainage maintenance of the road, including but not limited to the clearing of ditches, curbs and gutters, catch basins and storm drains.

d. Grey County shall be responsible for the surface maintenance of the road, including the repair of potholes, cracks and depressions.

6. Reimbursement

6.1 Both parties agree that the cost to perform winter maintenance on Grey Road 27 for each winter throughout the Term is $1,300.00 more than the cost to maintain Stone Hill Road.

6.2 West Grey will invoice Grey County for the $1,300.00 difference on the 15th day of May following the first Winter Maintenance Season in which the work was undertaken within the Term. The amount invoiced by West Grey will increase by 2% per year for each subsequent year throughout the Term.

6.3 Grey County will pay West Grey within thirty (30) days of the date of the invoice.

7. Indemnification

7.1 Grey County agrees to defend, indemnify and save and hold harmless West Grey from all claims, lawsuits, losses, expenses and costs, or any other liability imposed by statute or common law in any way connected to or in any way arising out of any actual or alleged breach, default or neglect of duty in respect of its obligations under the terms of this Agreement.

7.2 West Grey agrees to defend, indemnify and save and hold harmless Grey County from all claims, lawsuits, losses, expenses and costs, or any other liability imposed by statute or common law in any way connected to or in any way arising out of any actual or alleged breach, default or neglect of duty in respect of its obligations under the terms of this Agreement.
8. Insurance

Each party shall, at its own expense, obtain and keep in force during the Term of this Agreement, liability insurance satisfactory to the other party, including the following terms and minimum coverage and underwritten by an insurer licensed to conduct business in the Province of Ontario:

8.1 Municipal General Liability insurance on an occurrence basis for an amount of not less than Fifteen Million Dollars ($15,000,000);

a. Inclusion of the other party as an Additional Insured with respect to the operations of the named insured;

b. Cross liability and severability of Interest clauses;

c. Policies shall not be invalidated as respects the interests of the Additional Insured by reason of any breach or violation on any warranties, representations, declarations or conditions;

d. Non-owned automobile coverage with a limit of at least Ten Million Dollars ($10,000,000) including SEF 96 (contractual liability);

e. Products and completed operation coverage with an aggregate limit of not less than Fifteen Million Dollars ($15,000,000);

f. Automobile liability insurance for an amount not less than Ten Million Dollars ($10,000,000) on forms meeting statutory requirements covering all licensed vehicles used in any manner in connection with the performance of the terms of this Agreement; and

g. A thirty (30) day written notice of cancellation, termination or material change.

8.2 Automobile liability insurance for an amount not less than Ten Million Dollars ($10,000,000) on forms meeting statutory requirements covering all licensed vehicles used in any manner in connection with the performance of the terms of this Agreement.

8.3 Sudden and Accidental Environmental Liability Insurance from an insurer licensed in the Province of Ontario, for 2 Million Dollars ($2,000,000.00), per occurrence, to indemnify and hold harmless the County.

8.4 Each party shall provide the other party proof of insurance, each year, in the form of an insurance certificate.

8.5 Each party agrees to immediately notify the other party of any occurrence, incident or event which may reasonably be expected to expose either party to material liability of any kind in relation to Stone Hill Road or Grey Road 27.

9. Health and Safety, WSIB

9.1 Each party is responsible for all costs associated with its workplace accidents and all premiums or assessments owing to the Workplace Safety and Insurance Board (WSIB), or insurance company if applicable for its own employees.
9.2 Each party shall, throughout the Term of the Agreement, provide evidence of coverage for itself, its employees, subcontractors and subcontractors’ employees under the Workplace Safety and Insurance Act or insurance policy.

9.3 Each party shall comply with the Occupational Health and Safety Act Ontario), the Workplace Safety and Insurance Act (Ontario), the Human Rights Act (Ontario), and applicable regulations under such legislation and all other legal obligations with respect to worker health, safety and treatment.

10. Force Majeure

10.1 Neither the County nor West Grey shall be held responsible for any damage or delays as a result of war, invasions, insurrection, demonstrations, or as a result of decisions by civilian or military authorities, fire, flood, human health emergency, strikes and generally as a result of any event that is beyond the reasonable control of the County or West Grey.

10.2 The County and West Grey agree that in the event of a disaster or force majeure the parties will co-operate and will each make all reasonable efforts to provide temporary replacement service until permanent service is completely restored.

11. Governing Law

This Agreement shall be governed by and construed and interpreted in accordance with the laws of the Province of Ontario and the laws of Canada applicable therein. The parties hereby irrevocably attorn to the exclusive jurisdiction of the courts of Ontario with respect to any matter arising under or related to this Agreement.

12. Severability

Each of the provisions contained in this Agreement is distinct and severable and a declaration of invalidity or unenforceability of any such provision or part thereof by a court of competent jurisdiction shall not affect the validity or enforceability of any other provision hereof.

13. Entire Agreement

This Agreement constitutes the entire agreement between the parties with respect to the winter maintenance for the roads which are subject to this Agreement, and supersedes all prior agreements, understandings, negotiations and discussions, whether written or oral. There are no conditions, covenants, agreements, representations, warranties or other provisions, express or implied, collateral, statutory or otherwise, relating to winter maintenance for the roads which are subject to this Agreement, except as provided in this Agreement and the attached Schedule(s).

14. Waiver and Amendment

Except as expressly provided in this Agreement no amendment or waiver of this Agreement shall be binding unless executed in writing by the party to be bound. No waiver of any provision of this Agreement shall constitute a waiver of any other
provision, nor shall any waiver of any provision of this Agreement constitute a continuing waiver, even if similar in nature, unless otherwise expressly provided.

15. **Successors and Assigns**

This Agreement shall ensure to the benefit of and be binding upon the parties hereto and their respective successors and permitted assigns. Neither party may assign all or any part of this Agreement without the written approval of the other party.

16. **Notice**

16.1 Any notice required to be given, served or delivered must be in writing and sent to the other party at the address indicated below, or to such other address as may be designated by notice provided by either party to the other.

For West Grey: Clerk, West Grey
Municipality of West Grey
402813 Grey Road 4
RR 2 Durham, ON N0G 1R0
Fax: 519 369 5962
mturner@westgrey.com

For Grey County: County Clerk, County of Grey
595 9th Ave. East
Owen Sound, ON N4K 3E3
Fax: 519 376 8998
countyclerk@grey.ca

16.2 Any notice to be given by either party to the other shall, in the absence of proof to the contrary, be deemed to have been received by the addressee if:

a. Delivered personally on a business day, then on the day of delivery;

b. Sent by prepaid registered post, then on the second day following the registration thereof;

c. Sent by ordinary mail, then on the fifth business day following the date on which it was mailed; or

d. Sent by facsimile or email, upon confirmation of successful transmission of the notice.

17. **No Partnership**

Nothing in this Agreement gives rise to a partnership or joint venture between Grey County and West Grey or to an employment relationship between the County and the employees or volunteers of West Grey in the provision of service under this Agreement.

18. **Adherence to Laws**

Both parties agree to abide by all applicable federal and provincial laws in carrying out the terms of this Agreement.
IN WITNESS WHEREOF the parties hereto have executed this Agreement as of the day and year set out above:

THE CORPORATION OF THE MUNICIPALITY OF WEST GREY:

_______________________________________________
Kevin Eccles, Mayor

________________________________________________
Mark Turner, Clerk

We have the authority to bind the Corporation.

THE CORPORATION OF THE COUNTY OF GREY:

_______________________________________________
Alan Barfoot, Warden

________________________________________________
Heather Morrison, Acting Clerk

We have the authority to bind the Corporation.
The Corporation of the Municipality of West Grey

By-law Number 109 - 2017

Being, a By-law to amend Zoning By-law No. 37-2006, for the Municipality of West Grey;

Whereas, the Council of the Corporation of the Municipality of West Grey deems it in the public interest to pass a By-law to amend By-law No. 37-2006;

And whereas, pursuant to the provisions of Section 34 of the Planning Act, R.S.O. 1990, as amended, By-laws may be amended by Councils of Municipalities;

Now Therefore the Council of the Corporation of the Municipality of West Grey enacts as follows:

1. Schedule "49" to By-law No. 37-2006, is hereby amended by changing the zone symbol of Part Lots 103 & 104, Concession 2 SWTSR, Geographic Township of Glenelg, Municipality of West Grey, for the retained parcel from the 'A3' (Restricted Rural Zone) and 'NE' (Natural Environment Zone) to the 'A3-377' (Restricted Rural Exception Zone) and 'NE' (Natural Environment Zone), as shown on Schedule "49A", attached to and forming part of this by-law.

2. Section 35 to By-law No. 37-2006 is hereby further amended by adding the following subsections:

"A3-377
Notwithstanding Subsection 10.2.1 of By-law No. 37-2006, as amended, the following provision, in addition to any other provisions pertaining to the Restricted Rural (A3) Zone, shall apply to the lands zoned Restricted Rural (A2-377) Exception Zone, and shown on Schedule "49A" affixed hereto:

Minimum Lot Area – 1.2 hectares."

3. The existing barn on the lands zoned Restricted Rural (A2-377) Exception Zone shall be used for dry storage only.

4. Notwithstanding subsection 6.20.2 of By-law No. 37-2006 to the contrary, lands within the Natural Environment (NE) Zone shall be included in the calculation of lot area for the lands subject to this By-law.

5. That this By-law Amendment shall come into effect upon the final passing thereof pursuant to Section 34(21) and Section 34(22) of The Planning Act, R.S.O., 1990, as amended, or where applicable, pursuant to Sections 34(30) and (31) of the Planning Act, R.S.O., 1990, as amended.

*******************************************************************************

Read a first and second time this 20th day of November, 2017.

Read a third time and finally passed this 20th day of November, 2017.

______________  ______________
Kevin Eccles, Mayor    Mark Turner, Clerk
Site Plan Control Area By-law Number 110 - 2017

Being a By-law to establish a Site Plan Control Area within the limits of the Corporation of the Municipality of West Grey;

Whereas, the Corporation of the Municipality of West Grey through the County of Grey Official Plan has in effect an Official Plan containing approved policies relating to the establishment of a Site Plan Control Area;

And whereas, the Council of the Corporation of the Municipality of West Grey is empowered pursuant to Section 41 of The Planning Act R.S.O. 1990, Chapter P.13, as amended, to designate the whole or any part of an area defined in an Official Plan as a Site Plan Control Area;

Now Therefore the Council of the Municipality of West Grey hereby enacts as follows:

1. The lands described as Plan 500, Part Lots 4-6, Queen W/S (226 & 240 Queen Street South), Geographic Town of Durham, now Municipality of West Grey, shown more particularly on Schedule "A-1" attached hereto, are hereby designated as a Site Plan Control Area as defined in Section 41 of The Planning Act R.S.O. 1990, Chapter P.13, as amended.

2. Schedule "A-1" attached hereto and all notations thereon is hereby declared to form part of this By-law.

3. This By-law shall come into force and take effect subject to Section 41 of The Planning Act R.S.O. 1990, Chapter P.13, as amended.

Read a first and second time this 11th day of December, 2017.

Read a third time and finally passed this 11th day of December, 2017.

Kevin Eccles, Mayor

Mark Turner, Clerk
Schedule "A-1" to By-law Number 110 - 2017

SUBJECT LANDS

This map is a user generated static output from an internet mapping site and is for reference only. Data layers that appear on this map may or may not be accurate, current, or otherwise reliable.
The Corporation of the Municipality of West Grey

By-law Number 111 - 2017

Being, a By-law to confirm the proceedings of the Council of the Corporation of the Municipality of West Grey;

Whereas, pursuant to Section 5 of the Municipal Act, 2001, as amended, the powers of a Municipal Corporation shall be exercised by its Council;

And whereas, Section 9 of the Municipal Act, 2001, as amended, provides that a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under this or any other Act;

And whereas, it is deemed expedient that the proceedings of the November 20, 2017 Council of the Corporation of the Municipality of West Grey, be confirmed by By-law;

Now therefore, the Council of the Corporation of the Municipality of West Grey hereby enacts as follows:

1. The actions of the Council of the Corporation of the Municipality of West Grey at its meeting held on November 20, 2017, in respect to each motion and resolution passed and any other action taken by Council at these meetings are hereby adopted and confirmed as if such proceedings were expressly embodied in this By-law.

2. The Mayor and proper Officials of the Corporation of the Municipality of West Grey are hereby authorized and directed to do all things necessary to give effect to the action of the Council of the Corporation of the Municipality of West Grey, referred to in the preceding section thereof.

3. The Mayor and Clerk are authorized and directed to execute all documents necessary in that behalf, and to affix the Seal of the Corporation of the Municipality of West Grey thereto.

4. That this By-law shall come into force and take effect upon being passed by Council.

Read a first, second and third time and finally passed this 20th day of November, 2017.

Mayor – Kevin Eccles Clerk – Mark Turner