



Draft

MINUTES

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**For the Regular Meeting of the
Council of the Municipality of West Grey
Held on Wednesday, September 6, 2017
at 9:00 a.m.**

At the Council Chambers – West Grey Municipal Office

<u>Council</u>	Deputy Mayor John A. Bell, Councillor Bev Cutting, Councillor Rebecca Hergert, Councillor Doug Hutchinson, Councillor Carol Lawrence, Councillor Rob Thompson
<u>Absent</u>	Mayor Kevin Eccles
<u>Staff</u>	Mark Turner, Clerk Kerri Mighton, Director of Finance Treasurer - during report.

Moment of Reflection

Declarations of Pecuniary Interest and General Nature Thereof
- None

Hergert-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 9:04 a.m., with the Clerk and Director of Finance/Treasurer, to discuss items which relate to a proposed or pending acquisition or disposition of land for municipal or local board purposes; and labour relations or employee negotiations. ... #311-17 **Carried.**

Hergert-Thompson, Be it resolved that, the Council of the Municipality of West Grey hereby returns to Open Session of Council at 10:06 a.m. ... #312-17 **Carried.**

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

Matters Arising from the Closed Session – None
Public Meeting - None

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Part I - Consent Agenda

Hutchinson-Thompson, Be it resolved that, Items A1 to C1 inclusive, contained in Part 1 – Consent Agenda, be adopted, as amended;

And further that, authorization be given for the action to be taken as may be necessary to give effect to the recommendations contained therein. ... #313-17 Carried.

Adoption of Minutes

Council:

A1 Minutes of Regular Council Meeting – August 21, 2017
Minutes of Committee of the Whole Meeting – August 28, 2017

Committees:

A2 West Grey Economic Development Committee – March 30, 2017

Other

A3 Elmwood Community Centre Board – July 18, 2017 (attachment)
- resolution #314-17

Lawrence-Thompson, Be it resolved that, the Minutes of the Regular Council Meeting held on August 21, 2017; and the Minutes of the Committee of the Whole Meeting held on August 28, 2017; be approved, as amended and as printed, respectively;

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

And further that, the Minutes of the Other Committees – A3, be received, as circulated. ... #314-17 Carried.

Award of Tenders

B1 None

Routine Department Reports

Clerk – Report #CC 09/06/17 – resolution #315-17 to #320-17

Cutting-Lawrence, Be it resolved that, the Council of the Municipality of West Grey hereby reimburses Stewart Steers for the equivalent amount of his building permit fee #03-11, being \$2,178.00, and the applicable development charge paid in the amount of \$2,250.00, as recommended by the Committee of the Whole. ... #315-17 Carried.

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Lawrence-Cutting, Be it resolved that, the Council of the Municipality of West Grey hereby awards Tender WG#17-22 to Marcel Equipment for a 2009 816F landfill compactor at a cost of \$225,000 plus HST, subject to the Director's on-site mechanical assessment of the landfill compactor, as recommended by the Committee of the Whole.

... #316-17

Carried.

Lawrence-Cutting, Be it resolved that, the Council of the Municipality of West Grey hereby approves maintenance work at the east side of the west Neustadt Sewage Lagoon at an approximate cost of \$25,000.00, to be funded from the Neustadt Sewage Lagoon reserve fund, as recommended by the Committee of the Whole. ... #317-17

Carried.

Hutchinson-Lawrence, Be it resolved that, the Council of the Municipality of West Grey hereby awards the tender for Bridge #26 to Allen Hastings Ltd., in the amount of \$181,015.00 plus HST;

And further that, Council awards the tender for Bridge #66 to Allen Hasting Ltd., in the amount of \$115,862.00 plus HST, with a completion date of June 2018, resulting in this project being an expenditure under the 2018 budget, as recommended by the Committee of the Whole. ... #318-17

Carried.

Cutting-Hergert, Be it resolved that, the Council of the Municipality of West Grey hereby authorizes municipal staff to make application for National Disaster Mitigation Program Funding for updating the Durham area floodplain mapping from 1974, as recommended by the Committee of the Whole.

... #319-17

Carried.

Cutting-Hergert, Be it resolved that, the Council of the Municipality of West Grey hereby approves the following Special Committee of the Whole meetings for 2018 Budget purposes: September 18, 2017, 9:00 a.m.; October 6, 2017, 9:00 a.m.; and October 13, 9:00 a.m., as recommended by the Committee of the Whole. ... #320-17

Carried.

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

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- D1 Grey County Tourism – new Brand Style Guide and Toolkit for Grey County (hard copy only)

Future Committee Meetings

- E1 West Grey Committee of Adjustment – September 11, 2017, 1:00 p.m., West Grey Municipal Office
E2 West Grey Committee of the Whole (Planning) Meeting – September 11, 2017, 1:45 p.m., West Grey Municipal Office

Part II - Regular Agenda

Communications from the Mayor and Council

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

Delegations

Helena Haase

Helena Haase, along with her husband, Patrick, are co-owners of the former John Diefenbaker House at 146 Barbara Street, Neustadt.

Helena & Patrick Haase are proposing renovations to the former John Diefenbaker House. This property is listed in the Ontario Heritage Registrar, as the former Neustadt Council designated it as such by passing By-law Number 461 on August 9, 1979, due to it being the birthplace of former Prime Minister Diefenbaker, however, the by-law does not stipulate any heritage features of the building.

Council will need to determine if the proposed renovations are appropriate given the Ontario Heritage designation, as West Grey does not have a Local Architectural Conservation Advisory Committee (LACAC).

Council also considered an email from Scott Fraser, Director, Heritage Programs & Operations, Ontario Heritage Trust, indicating the safest approach is to visit the property to properly assess if there are any significant heritage features that might be impacted. Mr. Fraser also suggested Council might want to update By-law Number 461 to reflect any heritage values lie. Mr. Fraser has also offered to have a staff person visit the former John Diefenbaker Home with Council to assist in the process.

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Helena Haase indicated that most of the windows are broken and need to be fixed as rodents, etc., have been accessing the house, and noted the new windows should not change the appearance of the house. Sections of the front door also need to be replaced as parts are rotted out, however, the iron and brass parts of the door will remain. The Haases' are planning to paint the interior mainly an off-white colour.

Mrs. Haase mentioned there was some flooding in the basement, and a new oil tank will need to be installed. There is some woodwork above the stairs that will be replaced. Nothing else that is historical will need to be replaced. The attic will need to be re-insulated. Mrs. Haase indicated they are planning to put in a driveway as there is no driveway at present, however, they were told by others in Neustadt that there used to be a driveway on the property. Council indicated Mr. & Mrs. Haase should verify with the West Grey Public Works Department if an entrance permit is required.

Mrs. Haase mentioned that after renovations are completed, they are going to provide an opportunity for the public to access their property on certain days. Council suggested they contact Carol Dyck of the Neustadt Business Group about advertising the John Diefenbaker House for public viewing.

Council requested that the colour schemes for painting the interior of the house reflect the past. Councillor Cutting volunteered her assistance if desired by Mr. & Mrs. Haase, as she has past experience with renovating historical homes. - resolution #321-17

Thompson-Hutchinson, Be it resolved that, the Council of the Municipality of West Grey hereby approves the proposed interior renovations, driveway, and replacement of windows by Patrick & Helena Haase, owners of the John Diefenbaker House at 146 Barbara Street, Neustadt, as presented during the September 6, 2017 Council meeting. ... #321-17 Carried.

Business Arising from the Previous Meeting - None

Staff Reports

Director of Finance/Treasurer - Report #FTR 09/06/17
Approval of Accounts, Voucher #16-2017 – resolution #322-17

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Hutchinson-Thompson, Be it resolved that, the Director of Finance/Treasurer be authorized to pay the accounts presented as Voucher #16-2017 of the Municipality of West Grey, in the amount of \$695,832.02. ... #322-17 Carried.

Director of Infrastructure and Public Works – Report #DIPW 09/06/17
Purchase of Christmas Lights for the Village of Ayton – resolution #323-17

Hergert-Lawrence, Be it resolved that, the Council of the Municipality of West Grey hereby accepts the price for twenty (20) Silhouette Pole Mounts from Shear Display; Item No. PMSTAF04LS 4' Silhouette Festive Star in the amount of \$11,266.86 + HST, with the proceeds coming from the Normanby Recreation Advisory Committee Fundraising account, as provided by the Ayton/Normanby Homecoming Committee. ... #323-17 Carried.

Clerk – Report #CR 09/06/17

National Airlines Council of Canada – re: privatization of Canadian airports – resolution #324-17

Multi-Municipal Wind Turbine Working Group – resolution #325-17

Grey County Clerk's Department – resolution #326-17

Township of Chatsworth (received for information – Council requested the Clerk to advise Grey County and lower tier Grey County municipalities that Council has received the correspondence for information purposes only.)

Township of Oro Medonte – re: Ontario Wildlife Damage and Compensation Program (received for information)

Former Durham Public Library Building (Council requested the Clerk to inform Ms. Zettel and Ms. Hauver-Fairhall that Council is not prepared to lease the former Durham Public Library building at this time. Council requested the future of the former Durham Public Library building to be discussed during an upcoming 2018 Special Committee of the Whole (Budget) meeting.)

Thompson-Hutchinson, Whereas in a country as vast and sparsely populated as Canada, safe and efficient air transportation is essential to connecting families and communities and to continued economic prosperity; Whereas Canada's airports are vital assets that contribute to

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the quality of life and economic growth in the cities, communities and regions they serve;

Whereas media reports indicate that the Government of Canada is actively considering selling Canada's airports to for-profit entities to achieve a one-time financial windfall;

Whereas the international experience in airport privatization has often resulted in higher fees and reduced services for travellers and airlines as a result of efforts to maximize return on investment;

Whereas such outcomes would negatively affect communities of all sizes across Canada by making air travel more expensive and reducing service;

Whereas the last decade has seen a massive increase in the number of Canadians using air travel to connect with loved ones, enjoy well deserved vacations and explore the country, or help create jobs;

Whereas any increase in fees on air travel resulting from the privatization of airports would constitute an unfair tax on Canada's middle class;

Whereas divestiture of airports to local not-for-profit authorities in 1994, led to massive user-financed investments in airport infrastructure which have given Canada an enviable network of world class airports;

Whereas the physical infrastructure of airports has been modernized, the governance system under which they operate has not kept up with the times and is now in urgent need of repair;

Whereas that situation would only be exacerbated in a privatized for-profit system;

Be it resolved that the Council of the Municipality of West Grey calls on the Government of Canada to renounce its push for the for-profit privatization of Canada's airports and clear the way for needed improvements to the current airport governance and financing system; and

Be it further resolved that Council urges the Federation of Canadian Municipalities (FCM) bring this matter forward for emergency debate at the next meeting of its National Board of Directors. ... #324-17

Carried.

Lawrence-Cutting, Whereas, the Council of the Municipality of West Grey has read and considered the Notice of Application for Judicial Review and the Notice of Constitutional Question

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filed by CCSAGE Naturally Green in Ottawa Divisional Court, Court File No. 15 - 2162 (the "Application");
And whereas, recognizing that concerns about the specific WPD White Pines Project approved by the Respondent Director, Minister and Board are particular to the Municipality of Prince Edward County and its residents, this Council endorses the more general challenge to the Green Energy Act and its ancillary legislation as set out in the Application for the following reasons:

- 1. Green Energy Act, 2009, S.O. 2009, c. 12, Sched. A, s.5 strips municipalities of rural Ontario and their residents, but not those of urban or suburban Ontario, of statutory rights to enact, rely on and claim the benefit of sound land use planning principles;**
- 2. Environmental Protection Act, c. E-19, s.142.1 unduly limits the rights of residents of rural Ontario to challenge the Respondent's decision to issue the REA, while the rights afforded to a proponent of a Class 4 wind facility are unrestricted;**
- 3. Ontario Energy Board Act, S.O. 1998, c. 15, Sched. B, s. 96(2) unduly restricts the matters to be considered in assessing the public interest in granting leave to construct an electricity transmission or distribution line;**
- 4. Planning Act, R.S.O. 1990, c. P.13, s. 62.0.2 eliminates the right of rural municipalities and their residents to exercise sound planning principles in respect of industrial uses of land within their jurisdiction;**
- 5. Electricity Act, 1998, S.O. 1998, c. 15, Sched. A, s.41 eliminates the right of rural municipalities to influence or direct the installation of electricity transmission or distribution lines connected to renewable energy projects on roads owned and maintained by the municipality.**
- 6. Ontario Regulation 282/98 under the Assessment Act provides preferential rates of assessment to proponents of industrial wind turbines to the prejudice of host municipalities.**

Now therefore be it resolved that, these matters are of direct concern to this Council and we endorse the efforts of CCSAGE

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Naturally Green in challenging the validity and constitutionality of this legislation. ... #325-17 Carried.

Hutchinson-Thompson, Whereas, the Council of the Municipality of West Grey has considered resolution CW154-17 passed by Grey County Council on August 10, 2017 respecting the potential moving to direct election of the warden for a four year term beginning with the 2018 municipal election; Now therefore be it resolved that, the Council of the Municipality of West Grey hereby does not support the direct election of the warden for a four year term beginning with the 2018 municipal election. ... #326-17 Carried.

By-Laws – First, Second & Third Readings

86-2017 A By-law to further amend By-law Number 64-2017, being a by-law to appoint officials and citizens to various committees – resolution #327-17

87-2017 A By-law to confirm the proceedings of the September 6, 2017 Council meeting – resolution #328-17

Hergert-Cutting, Be it resolved that, By-law Number 86-2017, being a By-law to amend By-law Number 64-2017, being a By-law to appoint officials and citizens to various committees of the Corporation of the Municipality of West Grey, be now read a first, second and third time, passed and numbered and that the said by-law be signed by the Mayor and Clerk, sealed with the seal of the Corporation and be engrossed in the by-law book. ... #327-17 Carried.

Thompson-Hutchinson, Be it resolved that, By-law Number 87-2017, being a bylaw to confirm the proceedings of the September 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. ... #328-17 Carried.

New Business

West Grey Noise By-law (Council requested the Clerk to seek input from the Police Chief to determine if the organizers of the past weekend's music event held at the Durham Conservation Area can still be fined for not requesting an exemption from the Noise By-law.)

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Addendum - None

Notice of Motion/Direct Motions - None

Closed Session – Incomplete Items Only – n/a

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

Question Period - None

Municipal Act – Notices - None

Adjournment

Hergert, Resolved that, we do now adjourn at 11:40 a.m., to meet again on September 18, 2017, 7:00 p.m., or at the call of the Mayor. Carried.

John A. Bell, Deputy Mayor

Mark Turner, Clerk