

DUFFERIN COUNTY COUNCIL



Thursday, July 14, 2011 at 7:00 p.m.
Council Chambers
51 Zina Street, Orangeville

Council Members Present:

Warden Warren Maycock (Orangeville)
Councillor Rob Adams (Orangeville) (7.13pm)
Councillor Ken Bennington (Shelburne)
Councillor Rhonda Campbell Moon (Mulmur)
Councillor Ed Crewson (Shelburne) (7.08pm)
Councillor Bill Hill (Melancthon)
Councillor Don MacIver (Amaranth)
Councillor Ken McGhee (Mono)
Councillor Paul Mills (Mulmur)
Councillor John Oosterhof (East Luther Grand Valley)
Councillor Laura Ryan (Mono)
Councillor Allen Taylor (East Garafraxa)
Councillor Darren White (Melancthon)

Members Absent: Councillor Walter Kolodziechuk (Amaranth) (prior notice)

Staff Present:

Sonya Pritchard, Chief Administrative Officer
Pam Hillock, Clerk/Director of Corporate Services
Mike Giles, Chief Building Official
Alan Selby, Treasurer
Trevor Lewis, Director of Public Works
Keith Palmer, Director of Community Services
Jennifer Power, Dufferin Oaks Acting Administrator
Mark Bialkowski, Manager, Human Resources
Wayne Townsend, Museum Director/Curator
Linda Knight, Admin Assistant

Warden Maycock called the meeting to order at 7:00 p.m.

The Warden noted the upcoming meetings:

There will be No July Committee Meetings and no August Council meeting
General Government Services – Monday, August 15, 2011
Public Works Committee – Call of the Chair
Community Services/Dufferin Oaks Committee – Wednesday, August 24, 2011
Community Development Committee – Thursday, August 25, 2011
Museum Board – Call of the Chair
County Council – September 8, 2011

The County Offices will be closed on Monday August 1, 2011 for Civic Holiday

1. APPROVAL OF AGENDA

Moved by Councillor McGhee , seconded by Councillor Campbell Moon

THAT the Agenda and any Addendums distributed for the July 14, 2011, meeting of Council, be approved.

-Carried-

2. DECLARATIONS OF INTEREST BY MEMBERS

None were stated.

3. APPROVAL OF MINUTES OF THE PREVIOUS MEETING

Moved by Councillor Ryan, seconded by Councillor Taylor

THAT the minutes of the Regular meeting of Council of June 9, 2011 be adopted.

-Carried-

PRESENTATIONS, DELEGATIONS AND PROCLAMATIONS

4. Ms. Sylvia Cheuy and Ms. Sarah Rioux, Rural Dufferin Not for Profit Support and Capacity Building Project gave a presentation on the continuing need in Dufferin for transportation services for seniors and other clients with long and short term disabilities. They requested support from the County for a grant application to the Ministry of Citizenship and also representation on the Project's Advisory Group.

Moved by Councillor Ryan, seconded by Councillor Crewson

THAT the County of Dufferin agree to support and actively partner in the development of a transportation pilot project in Dufferin County as proposed by Headwaters Communities in Action and the Dufferin NFP Support and Capacity-Building Project ;

AND THAT the County of Dufferin contribute \$500.00 to share the costs of developing a grant proposal to secure funds to implement the Dufferin Transportation Pilot Project;

AND THAT Councillor Ryan be appointed to the Project's Advisory Committee.

-Carried-

Councillor Adams arrived at the meeting during the presentation (7.13pm)

5. Ms. Kim Gavine, Executive Director, Oak Ridges Moraine Foundation gave a presentation on the effectiveness of the Oak Ridges Moraine Foundation and the recommendations for dealing with the gaps and deficiencies. The Foundation is requesting that the Province re-invest in the project and continue to expand policy

and monitoring, land restoration, land securement and education and outreach until review of the Oak Ridges Moraine Conservation Plan in 2015.

Moved by Councillor McGhee, seconded by Councillor Campbell Moon

THAT the County of Dufferin support the request by the Oak Ridges Moraine Foundation to the Province of Ontario to re-invest in the Oak Ridges Moraine project and continue to expand policy and monitoring, land restoration, land securement and education and outreach until review of the Oak Ridges Moraine Conservation Plan in 2015.

-Carried-

6. PUBLIC QUESTION PERIOD

Mr. Carl Cosack, a resident of Mulmur and representing the North Dufferin Agricultural and Community Task Force (NDACT) asked Council what their position was regarding the proposed Mega Quarry application in the Township of Melancthon in particular to the traffic study by the Highland Companies and the ramifications that the anticipated extra traffic on County Road 124 would have on the County's economic well being, especially tourist access to the County as well as access for industry already in Dufferin or planning to locate in Dufferin.

Mr. Cosack as if Council, by way of recommendation or motion, consider requesting the Minister of the Environment for an environmental assessment that would include the assessment of noise, air pollution, road cost and usability, economic cost to the County because of loss of tourism industry and the full socio-economic impact this development will have on the taxpayers of Dufferin County.

Mr Cosack also asked if County Council would consider informing the Minister of Natural Resources, Linda Jeffery, that the County of Dufferin is opposed to the Ministry granting a quarry licence to the Highland Companies until a full provincial environmental assessment has been completed.

Warden Maycock stated that Council would add these questions as discussion items to the next appropriate Committee agenda and bring the outcome to the next County Council meeting on September 8. The Clerk will inform Mr. Cosack of the date of the Committee meeting.

PRESENTATION AND CONSIDERATION OF REPORTS

7. GENERAL GOVERNMENT SERVICES – June 20, 2011

Moved by Councillor Adams , seconded by Councillor Bennington

THAT the General Government Services minutes of June 20, 2011, and the recommendations set out, be adopted.

**8. GENERAL GOVERNMENT SERVICES – June 20, 2011 – Item #1
Hills of Headwaters Tourism Association – New Tourism Facility**

THAT the presentation by Mr. Ron Munro, Chair of the Hills of Headwaters Tourism Association, be received.

**9. GENERAL GOVERNMENT SERVICES – June 20, 2011 – Item #2
Donation of Retired Ambulance**

THAT the report of the Director of Land Ambulance Services dated June 20, 2011 with respect to a retired ambulance be received;

AND THAT the retired 2005 Ford Type III Ambulance be donated to GlobalMedic, a humanitarian organization.

**10. GENERAL GOVERNMENT SERVICES – June 20, 2011 – Item #3
Renewal of GDACC Service Agreement**

THAT the report TR-11-09 of the Treasurer dated June 20, 2011 with respect to the review of the Service Agreement with the Greater Dufferin Area Chamber of Commerce be received;

AND THAT the Greater Dufferin Area Chamber of Commerce be notified that a comprehensive review of the Service Agreement is required as a result of the change in circumstances since the approval in 2006;

AND THAT staff be directed to review the agreement in consultation with the Greater Dufferin Area Chamber of Commerce to identify areas of concern with the current agreement and potential areas of support and requirements for the future.

**11. GENERAL GOVERNMENT SERVICES – June 20, 2011 – Item #4
Orangeville Blues and Jazz Festival and Youth for Christ**

THAT the thank you letters from Orangeville Blues and Jazz Festival and Youth for Christ with respect to the 2011 Funding Grants, be received.

**12. GENERAL GOVERNMENT SERVICES – June 20, 2011 – Item #5
AMO Conference 2011**

THAT the correspondence from the Ministry of Municipal Affairs and Housing to remind all Municipalities of the July 18, 2011 deadline for the submission of requests for delegations with Ministers at the Association of Municipalities (AMO) Conference in August 2011, be received.

13. COMMUNITY SERVICES DUFFERIN OAKS COMMITTEE - June 22, 2011

Moved by Councillor Crewson , seconded by Councillor Ryan

THAT the Community Services Dufferin Oaks Committee minutes of June 22, 2011, and the recommendations set out, be adopted.

-Carried-

**14. COMMUNITY SERVICES DUFFERIN OAKS COMMITTEE – Item #2
Children’s Services Early Learning Initiative in 2011 (From May 25)**

THAT the report of the Director of Community Services dated May 25, 2011 with respect to Children’s Services Early Learning Initiatives in 2011 be received.

**15. COMMUNITY SERVICES DUFFERIN OAKS COMMITTEE – Item #3
Young Parent Education Program Update**

That the report of the Director dated June 22, 2011 with respect to the Young Parent Education Program Update be received;

AND THAT the County of Dufferin continue its involvement in the Young Parent Education Program and move its support from a pilot phase to ongoing as long as the program remains cost neutral.

**16. COMMUNITY SERVICES DUFFERIN OAKS COMMITTEE – Item #4
Accessibility Advisory Committee**

THAT the minutes of the Accessibility Advisory Committee meeting held on May 30, 2011, be received

**17. COMMUNITY SERVICES DUFFERIN OAKS COMMITTEE – Item #5
2011 Community Services Update**

THAT the report from the Director of Community Services dated June 22, 2011 to provide information with respect to year to date service delivery and service statistics for 2011, be received.

**18. COMMUNITY SERVICES DUFFERIN OAKS COMMITTEE – Item #6
Resident Council Minutes – April 21, 2011 and May 24, 2011**

THAT the minutes of the Resident Council meetings dated April 21, 2011 and May 24, 2011 be received.

**19. COMMUNITY SERVICES DUFFERIN OAKS COMMITTEE – Item #7
Permanent Coordinating Minutes – May 2, 2011 and June 6, 2011**

THAT the minutes of the Mel Lloyd Permanent Coordinating meetings dated May 2, 2011 and June 6, 2011 be received.

**20. COMMUNITY SERVICES DUFFERIN OAKS COMMITTEE – Item #8
Shelburne Health and Care Centre**

THAT the verbal report from the Acting Administrator with respect to the update on the Shelburne Health and Care Centre, be received.

21. COMMUNITY DEVELOPMENT COMMITTEE – June 23, 2011

Councillor Taylor reported a letter had been received from AMO and others to recommend that the agreement with Stewardship Ontario not be executed. The by-law listed on the agenda will be withdrawn.

Moved by Councillor Taylor, seconded by Councillor McGhee

THAT the Community Development Committee minutes of June 23, 2011, and the recommendations set out, be adopted.

-Carried-

**22. COMMUNITY DEVELOPMENT COMMITTEE – June 23, 2011 – Item #3
Vacancy on the Community Development Committee**

THAT the committee review the applications received in the fall of 2010 and also give Sharon Smith the opportunity to be reinstated on the committee once her employment with the County of Dufferin has been completed.

**23. COMMUNITY DEVELOPMENT COMMITTEE – June 23, 2011 – Item #4
AMO Conference 2011**

THAT during the AMO Conference, meetings be requested with the Minister of the Environment and the Minister of Energy regarding the Dufferin Eco Energy Park and that the Members submit any questions they have to the Clerk.

**24. COMMUNITY DEVELOPMENT COMMITTEE – June 23, 2011 – Item #5
Correspondence from Stewardship Ontario**

THAT Municipal Hazardous or Special Waste Services Agreement with Stewardship Ontario be approved and that the necessary by-law be presented to Council.

25. COMMUNITY DEVELOPMENT COMMITTEE – June 23, 2011 – Item #8
Review of Applications for Public Members

THAT the vacancy on the Community Development remain until September, 2012.

26. PUBLIC WORKS COMMITTEE – June 28, 2011

Moved by Councillor Hill, seconded by Councillor MacIver

THAT the Public Works Committee minutes of June 28, 2011, and the recommendations set out, be adopted.

Moved by Councillor Hill, seconded by Councillor Mills In Amendment.

THAT the Public Works minutes of June 28, 2011 regarding Item #4, be amended to include the following statement:

The Committee agreed that the draft Memorandum of Understanding as circulated with the agenda be recommended for approval. The term of the draft Memorandum of understanding is for one year as directed by County Council and the security deposit remains at \$3,000.

-Amendment Carried-

ORIGINAL MOTION TO ADOPT THE MINUTES, AS AMENDED -Carried-

27. PUBLIC WORKS COMMITTEE - June 28, 2011 – ITEM #1
Encroachment – Mono Centre

THAT report PW-11-12, Encroachment - Mono Centre from the Director of Public Works dated June 28, 2011 be received;

AND THAT the Owner be required to enter into a new encroachment agreement for the total distance of the proposed encroachment;

AND THAT the Clerk and Warden be authorized to execute the agreement;

AND THAT Bylaw 88-12 be rescinded once the new encroachment agreement has been executed;

AND THAT the cost of the registration of the agreement be at the Owner's expense.

- 28.** PUBLIC WORKS COMMITTEE - June 28, 2011 – ITEM #2
Award of Tenders

THAT report PW-11-11 dated June 28, 2011 from the Director of Public Works with respect to Award of Tenders for tenders PW-11-01 Tandem Cab and Chassis with Plow/Spreader Combination Unit, PW-11-03 Line Painting, PW-11-04 Sale of Snowplow, PW-11-05 Pavement Rehabilitation County Road 3 and 17, PW-11-06 Reconstruction County Road 12 be received.

- 29.** PUBLIC WORKS COMMITTEE - June 28, 2011 – ITEM #3
Minimum Maintenance Standards Litigation – Status Report

THAT the correspondence from the Ontario Good Roads Association dated May 26, 2011 with respect to a Status Report on the Minim Maintenance Standards Litigation, be received.

- 30.** PUBLIC WORKS COMMITTEE - June 28, 2011 – ITEM #4
Dufferin Grey ATV Club – Use of Former CP Rail Line

THAT the amended Memorandum of Understanding between the Dufferin Grey ATV Club and the County of Dufferin for use of the former rail line north of Highway 89, be approved;

AND THAT By-law 2011-34, be read a third time with the amended version of the Memorandum of Understanding.

- 31.** PUBLIC WORKS COMMITTEE - June 28, 2011 – ITEM #5
Copy of Correspondence to Town of Mono

THAT the correspondence dated June 22, 2011 from the County of Dufferin to the Town of Mono regarding speed limits on County Road 8 be received.

- 32.** PUBLIC WORKS COMMITTEE - June 28, 2011 – ITEM #6
AMO Conference 2011

THAT the correspondence from the Ministry of Municipal Affairs and Housing to remind all Municipalities of the July 18, 2011 deadline for the submission of requests for delegations with Ministers at the Association of Municipalities (AMO) Conference in August 2011, be received.

- 33.** PUBLIC WORKS COMMITTEE - June 28, 2011 – ITEM #7
Highway 89 – Intersections at Highway 10 & County Road 11/124

THAT the Director of Public Works be directed to report to Council and funds up to \$15,000 be set aside for the study.

34. COMMUNITY DEVELOPMENT COMMITTEE - July 14, 2011

Moved by Councillor Taylor, seconded by Councillor McGhee

THAT the Community Development Committee minutes of July 14, 2011 and the recommendations set out, be adopted.

-Carried-

34a COMMUNITY DEVELOPMENT COMMITTEE – July 14, 2011 – Item #1
Alter NRG Utashinai Tour September 9 -13, 2011

THAT a public member of the Community Development Committee be asked to attend the tour the Utashinai Plasma Gasification facility in Japan.

Moved by Councillor Crewson, seconded by Councillor Mills

THAT, in addition to the Chair of the Community Development Committee, the Director of Public Works and one public member from the Community Development Committee, that one representative from each of East Luther Grand Valley, Melancthon and Amaranth, chosen by the respective Councils, be invited to attend the trip to Utashinia Plasma Gasification facility in Japan;

AND THAT the travel budget be increased from \$10,000 to \$20,000 for the six delegates.

-Carried-

35. Acting Dufferin Oaks Administrators Report – Host Provider Role for the Shelburne Health and Care Centre

A report from the Acting Administrator of Dufferin Oaks dated July 14, 2011 with respect to an amendment to the Multi-Sector Accountability Agreement with the Central West Local Health Integrated Network regarding the host provider role for the Shelburne Health and Care Centre.

Moved by Councillor Crewson, seconded by Councillor Campbell Moon

THAT, the report from the Acting Dufferin Oaks Administrator dated July 14, 2011 regarding the M-SAA Amending Agreement for the Health and Care Centre be received;

AND THAT, the County of Dufferin enter into the M-SAA amending agreement (in substantially the same form as the attached draft) with the CWLHIN as host provider of the Health and Care Centre for the period of September 1, 2011 to March 31, 2014.

AND THAT, the necessary By-law be read a first and second time.

-Carried-

36. Verbal Reports from Outside Boards

Wellington Dufferin Guelph Health Unit

Councillor Taylor reported that there is a meeting scheduled for next week regarding facilities.

Hills of Headwaters Tourism Association

Councillor Ryan reported that the next meeting is scheduled for September.

Greater Dufferin Area Chamber of Commerce

Councillor Oosterhof reported that the meeting scheduled for July had been cancelled.

Centre Dufferin Medical recruitment Committee

Councillor Crewson reported that there hadn't been a meeting.

Western Ontario Warden's Caucus

Warden Maycock reported that the next meeting would be August 21.

Niagara Escarpment Commission

Councillor McGhee reported that at the meeting on June 16, 2011 there was an update on the Duntroon quarry hearing, the results of which will be posted on the NEC website next week and also a proposed highway running through the escarpment.

The first permit issued for the development of a lot for agricultural purposes only was approved in the Township of Mulmur.

Committee members were issued the Policies and Procedures and Codes of Conduct for the Commission.

CORRESPONDENCE - None

NOTICE OF MOTIONS - None

MOTIONS – None

BY-LAWS

2011-34 A by-law to approve a Memorandum of Understanding between the Corporation of the County of Dufferin and Dufferin Grey ATV Club (Use of former CP Rail Lines) Former CP Rail Lands owned and maintained by the Corporation of the County of Dufferin from the north end of John Street, Shelburne running north on the railway corridor through Shelburne and northerly through the Township of Melancthon to the north limit. (Authorization: Public Works – May 24, 2011)

37. Moved by Councillor Hill, seconded by Councillor Crewson

THAT by-law 2011-34, be read a third time and enacted.

-Carried-

2011-38 A by-law to ratify the actions of the Warden and the Clerk executing an agreement between the Corporation of the County of Dufferin and CCI-DEEP Inc. (Option Agreement for a lease at Dufferin Eco-Energy Park)
(Authorization: Council June 9, 2011)

38. Moved by Councillor McGhee, seconded by Councillor Mills

THAT by-law 2011-38, first, second and third time and enacted.

-Carried

2011-39 A by-law to approve an amending agreement between The Corporation of the County of Dufferin and Central West Local Health Integration Network. (Multi-Sectoral Service Accountability Agreement - M-SAA)
(Authorization: Council – July 14, 2011)

39. Moved by Councillor Crewson, seconded by Councillor Hill

THAT by-law 2011-39, be read a first and second time.

-Carried-

40. CLOSED SESSION

Moved by Councillor Ryan, seconded by Councillor Taylor

THAT Council move into closed session (8:15 pm) in accordance with Section 239 (b) a personal matter about an identifiable individual, Section 239 (c) a proposed or pending acquisition or disposition of land by the municipality and Section 239 (e) litigation.

-Carried-

41. COUNCIL TO RISE FROM CLOSED SESSION

Moved by Councillor Ryan, seconded by Councillor McGhee

THAT Council move into open session (9:05 pm)

-Carried-

BUSINESS RISING FROM CLOSED

42. Litigation – City of Guelph – Section 239 (e)

Moved by Councillor Adams, seconded by Councillor Campbell Moon

THAT the report of the Chief Administrative Officer dated July 14, 2011 with respect to the litigation with the City of Guelph be received;

AND THAT the County consent to the interlocutory injunction scheduled for August 12, 2011 without prejudice to its right to later oppose at trial the permanent injunction sought by the City of Guelph;

AND THAT The Warden and CAO are authorized to proceed with any necessary action required in consultation with with legal counsel after the August 9th hearing on the interlocutory injunction motion.

-Carried-

43. Property Matter – Section 239 (c)

Moved by Councillor Campbell Moon ,seconded by Councillor Oosterhof

THAT Report PW-11-13, Land for Purchase, from the Director of Public Works dated July 14, 2011 be received;

AND THAT the County staff be authorized to purchase the two houses and lands as discussed in closed session.

-Carried-

44. Identifiable Individual – Recruitment of the Dufferin Oaks Administrator – Section 239(b)

Moved by Councillor Campbell Moon, seconded by Councillor Crewson

THAT the report of the Chief Administrative Officer dated July 14, 2011 with respect to the appointment of the Dufferin Oaks Administrator be received;

AND THAT Valerie Quarrie be appointed Dufferin Oaks Administrator effective July 15, 2011.

-Carried-

45. BY-LAW TO APPOINT THE DUFFERIN OAKS ADMINISTRATOR

2011-40 A by-law to appoint an Administrator for Dufferin Oaks Home for the Aged and to Repeal By-Law #2001-41.

Moved by Councillor Campbell Moon, seconded by Councillor Crewson

THAT by-law 2011-40 , be read a first, second and third time and enacted.

-Carried-

46. CONFIRMATORY BY-LAW

2011-41 A by-law to confirm the proceedings of the Council of the Corporation of the County of Dufferin at its meeting held on July 14, 2011.

Moved by Councillor Campbell Moon, seconded by Councillor Crewson

THAT By-law 2011-41 be read a first, second and third time and enacted.

-Carried-

47. ADJOURNMENT

Moved by Councillor Hill , seconded by Councillor Campbell Moon

THAT the meeting adjourn.

-Carried-

The meeting adjourned at 9:06 pm

Next meeting: September 8, 2011 at 7.00pm
Council Chambers, 51 Zina Street, Orangeville

Warren Maycock
Warden

Pam Hillock
Clerk.