

DUFFERIN COUNTY COUNCIL



Thursday, October 13, 2011 at 7:00 p.m.
Council Chambers
51 Zina Street, Orangeville

Council Members Present:

Warden Warren Maycock (Orangeville)
Councillor Rob Adams (Orangeville)
Councillor Rhonda Campbell Moon (Mulmur)
Councillor Ed Crewson (Shelburne)
Councillor Walter Kolodziechuk (Amaranth)
Councillor Don MacIver (Amaranth)
Councillor Ken McGhee (Mono)
Councillor John Oosterhof (East Luther Grand Valley)
Councillor Laura Ryan (Mono)
Councillor Allen Taylor (East Garafraxa)
Councillor Darren White (Melancthon)

Council Members Absent:

Councillor Ken Bennington (Shelburne)
Councillor Bill Hill (Melancthon) (prior notice)
Councillor Paul Mills (Mulmur) (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
Valerie Quarrie, Dufferin Oaks Administrator
Tom Reid, Director of Land Ambulance Services
Wayne Townsend, Museum Director/Curator
Michelle Dunne, Council Committee Coordinator

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

The Warden noted the upcoming meetings:

General Government Services Committee – Monday, October 24, 2011
Public Works Committee – Tuesday, October 26, 2011
Community Services Dufferin Oaks Committee – Wednesday October 27, 2011
Museum Board – Thursday, November 3, 2011
Community Development Committee – Thursday November 3, 2011
Accessibility Advisory Committee – Monday, November 7, 2011

He also reminded Council about the Dufferin County Forum for Affordable and Safe Housing being held on Monday, November 14, 2011 from 8:30 am - 3 pm.

1. APPROVAL OF AGENDA

Councillor Taylor asked that two items be added to the closed session agenda, the litigation with the City of Guelph and the Wellington Dufferin Guelph Health Unit (Section 239 (e) Litigation) and land evaluation at the Dufferin Eco-Energy Park (Section 239 (C) Property Matter).

Moved by Councillor McGhee, seconded by Councillor Taylor

THAT the Agenda and the additional items for closed session for the October 13, 2011, meeting of Council, be approved.

-Carried-

2. DECLARATIONS OF INTEREST BY MEMBERS

Members of Council are required to state any pecuniary interest in accordance with the Municipal Conflict of Interest Act.

3. APPROVAL OF MINUTES OF THE PREVIOUS MEETING

Moved by Councillor Ryan, seconded by Councillor Oosterhof

THAT the minutes of the Regular meeting of Council of September 8, 2011 be adopted.

-Carried-

4. PRESENTATIONS, DELEGATIONS AND PROCLAMATIONS

Proclamation – “NET Cancer Awareness Day” – November 10, 2011.

Ms. Linda Dean, Carcinoid NeuroEndocrine Society Canada was in attendance to accept the proclamation. The County of Dufferin proclaimed November 10, 2011 as ‘Worldwide NET Cancer Awareness Day’.

5. PUBLIC QUESTION PERIOD

Mr. Charles Hooker, Township of East Garafraxa, asked if the changes to the draft tree cutting by-law made at the May 2010 Council meeting will be maintained in the next draft. The Warden noted that the draft by-law is still before the Museum Board for review, and will make a recommendation to Council.

Mr. Carl Cosack, Township of Mulmur, asked about the discussion with regards to the request from Foodstock organizers to reduce the speed limit on County Road 124 for October 16, 2011 from 11 to 5 at the Public Works Committee meeting on September 27, 2011. The Warden noted the Committee received the report and no action was taken. He suggested it be discussed during the Committee’s report later in the agenda.

PRESENTATION AND CONSIDERATION OF REPORTS

6. COMMUNITY DEVELOPMENT COMMITTEE – September 22, 2011

Moved by Councillor Oosterhof, seconded by Councillor McGhee

THAT the Community Development Committee minutes of September 22, 2011, and the recommendations set out, be adopted.

-Carried-

7. PUBLIC WORKS COMMITTEE – September 27, 2011

Moved by Councillor MacIver, seconded by Councillor Campbell Moon

THAT the Public Works Committee minutes of September 27, 2011, and the recommendations set out, excluding Item #2, be adopted.

-Carried-

8. PUBLIC WORKS COMMITTEE – September 27, 2011 – ITEM #3 Hockley Road Shoulder Paving

THAT Report PW 2011-09-27 Hockley Road Shoulder Paving from the Director of Public Works, dated September 27, 2011, be received;

AND THAT \$50,000 of the paving surplus be allocated for paving of the shoulders on Hockley Road from Hwy #10 to Hurontario Street.

9. PUBLIC WORKS COMMITTEE – September 27, 2011 – ITEM #4 Request for “No Parking” on Hockley Road at 2nd Line

THAT Report PW 2011-09-27 Hockley Road Parking from the Director of Public Works, dated September 27, 2011, be received;

AND THAT a bylaw amending the Consolidated Traffic Bylaw be presented to County Council prohibiting parking on the south side of County Road #7 from a point at the east limit of the 2nd Line to a point 80 metres east of the east limit of the 2nd Line and on the north side from the Bruce Trail parking lot to the trail head.

10. PUBLIC WORKS COMMITTEE – September 27, 2011 – ITEM #6 Award of Tenders

THAT Report PW 2011-09-27 Award of Tenders, for tenders:

PW-11-10 Hauling of Winter Salt

PW-11-11 Supply and Install Guide Rail

from the Director of Public Works, dated September 27, 2011, be received.

11. PUBLIC WORKS COMMITTEE – September 27, 2011 – ITEM #7
Project Updates

THAT Report PW-2007-09-27 Project Update, from the Director of Public Works dated September 27, 2011 be received.

12. PUBLIC WORKS COMMITTEE – September 27, 2011 – ITEM #2
Request for Temporary Speed Reduction on County Road #124

Moved by Councillor White, seconded by Councillor Kolodziechuk

THAT the report from the Director of Public Works dated September 27, 2011 with respect to a request for a temporary speed reduction on County Road #124, be received;

AND THAT the request be approved and the necessary by-law be enacted.

-Carried-

13. COMMUNITY SERVICES DUFFERIN OAKS COMMITTEE – September 28, 2011

Moved by Councillor Crewson, seconded by Councillor Ryan

THAT the Community Services Dufferin Oaks Committee minutes of September 28, 2011, and the recommendations set out, excluding Item#9, be adopted.

-Carried-

14. COMMUNITY SERVICES/DUFFERIN OAKS – September 28, 2011 - ITEM #3
Seniors at Risk Systems Coordinator with the Dufferin Network for the Prevention of Elder Abuse – Request for position funding

THAT the report of Keith Palmer, Director of Community Services dated September 28, 2011- Seniors at Risk Systems Coordinator with the Dufferin Network for the Prevention of Elder Abuse – Request for position funding be received;

AND THAT the Director of Community Services investigate the costs associated with the County of Dufferin creating a Seniors at Risk position and report back to the Committee of the Whole meeting on October 13, 2011.

**15. COMMUNITY SERVICES/DUFFERIN OAKS – September 28, 2011 - ITEM #4
Cost Savings Option within the Children’s Services Division Early Years Centre**

THAT the report from the Director of Community Services dated September 28, 2011 with respect to information regarding Cost Savings Option within the Children’s Services Division Early Years Centre possible cost savings measures within the Children’s Services Division, be received.

**16. COMMUNITY SERVICES/DUFFERIN OAKS – September 28, 2011 - ITEM #5
Cost Savings Option within the Children’s Services Division Jean Hamlyn Centre**

THAT the report from the Director of Community Services dated September 28, 2011 with respect to information regarding Cost Savings Option within the Children’s Services Division Jean Hamlyn Daycare Centre possible cost savings measures within the Children’s Services Division, be received;

AND THAT the Director of Community Services be directed to implement a fee increase at Jean Hamlyn Daycare Centre as soon as possible in accordance with the table below;

Age Group	Type of Care	All Centres without Jean Hamlyn	Jean Hamlyn		
		Daily Fee (average)	Current Rate	Proposed New Fee	Increase
Preschool	Full Time	\$36.60	\$37.00	\$38.00	\$1.00
	Part Time	\$42.10	\$38 - 41	\$41.00	up to \$3.00
JK/SK	Full Time	\$32.00	\$37.00	\$38.00	\$1.00
	Part Time	\$32.80	\$38 -41	\$41.00	up to \$3.00
School Age	Before School	\$8.00	\$10.00	no change	
	After School	\$12.55	\$13.00	\$14.00	\$1.00
	Both	\$18.10	\$16.00	\$17.00	\$1.00

AND THAT the Director of Community Services investigate alternative service delivery options for the day care centre.

**17. COMMUNITY SERVICES/DUFFERIN OAKS – September 28, 2011 - ITEM #6
Resident Council Minutes – September 13, 2011**

THAT the minutes of the Resident Council meeting dated September 13, 2011 be received.

- 18. COMMUNITY SERVICES/DUFFERIN OAKS – September 28, 2011 - ITEM #7**
Exercise Tempest – Annual Emergency Management Exercise

THAT the report of the Director of Community Services dated September 28th, 2011 – Exercise Tempest – Annual Emergency Management Exercise, be received.

- 19. COMMUNITY SERVICES/DUFFERIN OAKS – September 28, 2011 - ITEM #8**
Memorandum of Understanding with Amateur Radio Emergency Services (ARES) of Dufferin County

THAT the report of the Director, Community Services dated September 28th, 2011 – Memorandum of Understanding with Amateur Radio Emergency Services (ARES) of Dufferin County and the County of Dufferin be received,

AND THAT Council authorizes the Warden and Clerk to execute the MOU for assistance from the ARES group of Dufferin County in times of emergency preparedness, emergencies or disasters.

- 20. COMMUNITY SERVICES/DUFFERIN OAKS – September 28, 2011 - ITEM #10**
Accessibility Advisory Committee Minutes – September 12, 2011

THAT the minutes of the Accessibility Advisory Committee meeting held on September 12, 2011 and the recommendations set out be adopted.

-Carried-

- 21. COMMUNITY SERVICES/DUFFERIN OAKS – September 28, 2011- ITEM #9**
Investment in Affordable Housing (IAH) for Ontario Program

Moved by Councillor Crewson, seconded by Councillor Ryan

THAT the report of the Director, Community Services dated September 28, 2011 - Investment in Affordable Housing (IAH) for Ontario Program be received;

AND THAT the County consider entering into an Administration Agreement with the Province;

AND THAT the Director of Community Services be directed to immediately begin recruitment of a full time contract Program Analyst position utilizing 100% provincial funding for administrative responsibilities received as a result of entering into an administrative agreement with the Ministry.

-Carried-

22. MUSEUM BOARD –September 28, 2011

Moved by Councillor Oosterhof , seconded by Councillor McGhee

THAT the Museum Board minutes of September 28, 2011, and the recommendations set out, be adopted.

-Carried-

23. MUSEUM BOARD – September 28, 2011 – ITEM #2a
Forest Conservation By-law

THAT the current draft by-law be changed to reflect in the fines section, similar wording as in the 2006 by-law adding an additional \$1,000 per tree for first offence and \$5,000 fine per tree for repeat offences;

AND THAT the current draft by-law be changed to add reference to the Farming and Food Protection Act 1998;

AND THAT staff prepare a document showing a side-by-side comparison of the old by-law and the new by-law.

24. MUSEUM BOARD – September 28, 2011 – ITEM #2b
Forest Conservation By-law

THAT letter from the Township of Amaranth dated September 16, 2011, with a resolution endorsing the County of Dufferin Forest Conservation by-law currently in force, 2006-15, be received.

25. MUSEUM BOARD – September 28, 2011 – ITEM #3
Holiday Treasures Event Complaint

THAT the report of the Director/Curator dated August 24, 2011 with respect to Annual Treasures event at the Dufferin County Museum and Archives, be received;

AND THAT the Museum Trust Fund Board review the operating procedures relating to events conducted at the Museum and create an application form for event bookings;

AND THAT Chair Oosterhof respond to the complaint.

26. GENERAL GOVERNMENT SERVICES –October 5, 2011

Moved by Councillor Kolodziechuk, seconded by Councillor Campbell Moon

THAT the General Government Services minutes of October 5, 2011, and the recommendations set out, be adopted.

-Carried-

27. GENERAL GOVERNMENT SERVICES – October 5, 2011 – Item #3
Results of RFP for Development Charges Study Consultants

THAT the Treasurer's report on Development Charges Study RFP Results be received;

AND THAT, the RFP for Development Charges Study Consultants be awarded to Hemson Consulting Ltd. in the amount of \$28,020 plus HST for the study and a per diem cost of \$2,100 plus HST per day for attendance at an Ontario Municipal Board Hearing if required.

28. GENERAL GOVERNMENT SERVICES – October 5, 2011 – Item #4
Issues Relating to the Former Rail Corridor

THAT the report of the County Clerk/Director of Corporate Services dated September 26, 2011, regarding Issues Relating to the Former Rail Corridor, be received;

AND THAT staff be directed to place operational matters concerning the rail corridor on the Public Works Committee Agenda (matters brought forward by the Director of Public Works) and Property/Legal matters (brought forward by the CAO, Clerk or Chief Building Official) on the General Government Services Committee.

29. GENERAL GOVERNMENT SERVICES – October 5, 2011 – Item #5
Agreement Template – Egress and Ingress – Former Rail Line

THAT the report of the County Clerk/Director of Corporate Services dated September 26, 2011, regarding the Agreement Template – egress and ingress – Former Rail Line be received;

AND THAT the agreement template attached as Schedule A to this report, be approved;

AND THAT the County Clerk and Warden be authorized to execute agreements with landowners along the former rail corridor on an "as-requested" basis.

30. GENERAL GOVERNMENT SERVICES – October 5, 2011 – Item #6
Construction Update – Courthouse and Municipal Office Addition

THAT the report of the Chief Building Official and County Clerk/Director of Corporate Services dated September 26, 2011, be received;

AND THAT staff be authorized to purchase refurbished furniture from Envirotech Office Systems Inc.

31. GENERAL GOVERNMENT SERVICES – October 5, 2011 – Item #7
County of Grey – Cross Border Billing for Ambulance Services

THAT the correspondence from the County of Grey dated September 12, 2011 with respect to cross-border billing for ambulance services, be received.

32. GENERAL GOVERNMENT SERVICES – October 5, 2011 – Item #9
Business Arising from Closed Session –Identifiable Individual

THAT the Confidential Report dated September 26, 2011 from the County Clerk and the recommendation contained therein, be adopted.

33. Director/Curator Report – Timber Tender Opening

A report from the Director/ Curator dated October 13, 2011 with respect to the opening of the Timber Tenders on September 29, 2011.

Moved by Councillor Campbell Moon, seconded by Councillor McGhee

THAT the report from the Director/Curator dated October 13, 2011 with respect to the opening of the Timber Tenders on September 29, 2011, be received;

AND THAT the timber tenders for 2011 be awarded as follows:

DCF 11-09-001 to Miller Lumber for \$26,100.00

DCF 11-09-002 to Miller Lumber for \$51,100.00

-Carried-

34. Chair’s Report – Utashinai EFW Tour

A report from Community Development Committee Chair, Allen Taylor, dated October 13, 2011 to update Council on the County delegation’s trip to tour the Energy from Waste facility in Utashinai, Japan. A short video was shown and Councillors Taylor and MacIver, and Community Development member Chris Fast, all spoke to the tour and the facility.

Moved by Councillor Taylor, seconded by Councillor McGhee

THAT the report from Community Development Committee Chair, Allen Taylor, dated October 13, 2011 to update Council on the County delegation’s trip to tour the Energy from Waste facility in Utashinai, Japan, be received.

-Carried-

35. Verbal Reports from Outside Boards

Wellington Dufferin Guelph Health Unit

Councillor Taylor reported that the health unit is on track with their budget.

Hills of Headwaters Tourism Association

Councillor Ryan reported that the Association is looking at options regarding the visitors' centre. They are moving to a temporary location in the Town of Mono as of October 14, 2011.

She also informed Council that they are working on the renewals of the municipal service agreements.

Chamber of Commerce

Councillor Oosterhof reported that the Women in Business group has broadened their audience and is now open to everyone.

Niagara Escarpment Commission

Councillor McGhee reported that the commission had a presentation on Conflict of Interest.

CORRESPONDENCE

36. Proclamation Child Care Worker and Early Childhood Educator Appreciation Day, Wednesday October 26, 2011

Moved by Councillor Crewson, seconded by Councillor Taylor

THAT the County of Dufferin hereby proclaims October 26, 2011 as "Child Care Worker and Early Childhood Educator Appreciation Day.

-Carried-

37. Proclamation – Restorative Justice Week, November 13 to November 20, 2011.

Moved by Councillor Crewson, seconded by Councillor Taylor

THAT the County of Dufferin hereby proclaims the week of November 13, 2011 as Restorative Justice Week in Dufferin County.

-Carried-

38. MADD Canada, Ontario Public Health Association and Centre for Addiction and Mental Health

Correspondence from MADD Canada, Ontario Public Health Association and Centre for Addiction and Mental Health dated September 22, 2011 requesting support of opposition to any plan to put liquor, beer or wine into convenience stores.

Moved by Councillor Ryan, seconded by Councillor McGhee

THAT the correspondence from MADD Canada, Ontario Public Health Association and Centre for Addiction and Mental Health, dated September 22, 2011 requesting support of opposition to any plan to put liquor, beer or wine into convenience stores, be received.

-Carried-

39. Resolution - Quinte Waste Solutions

Correspondence from Quinte Waste Solutions, operated by the Centre & South Hasting Waste Services Board, dated September, 2011 requesting support of resolution urging the Province of Ontario to move towards 100% Extended Producer Responsibility (EPR) in waste diversion.

Moved by Councillor Crewson, seconded by Councillor Ryan

THAT the Correspondence from Quinte Waste Solutions, operated by the Centre & South Hasting Waste Services Board, dated September, 2011 requesting support of resolution urging the Province of Ontario to move towards 100% Extended Producer Responsibility (EPR) in waste diversion, be received.

-Carried-

40. NOTICE OF MOTIONS

There were no Notice of Motions.

41. MOTIONS

There were no Motions.

BY-LAWS

2011-44 A by-law to approve an agreement for the purchase and sale for property being Part Lot 6, Concession 6 E.H.S. , Mulmur Township, in the County of Dufferin from the Estate of Marie Claire Hounsome. (Airport Road and 5th Side Road Intersection Improvements)

(Authorization: Council – July 14, 2011)

- 2011- 45 A by-law to approve an agreement for the purchase and sale for property being Part Lot 6, Concession 6 E.H.S. being Part 2, Plan 7R5464 and Part Lot 6 E.H.S. as in MF15815 , Mulmur Township, in the County of Dufferin from Raymond George Grocutt. (Airport Road and 5th Side Road Intersection Improvements)
(Authorization: Council – July 14, 2011)
- 2011-46 A by-law to approve an Memorandum of Understanding between The Corporation of the County of Dufferin and Dufferin Amateur Radio Emergency Service
(Authorization: Community Services Dufferin Oaks – September 28, 2011)
- 2011-47 A by-law to approve an Agreement between The Corporation of the County of Dufferin and the Ministry of Municipal Affairs and Housing (Service Manager Administration Agreement)
(Authorization: Community Services Dufferin Oaks – September 28, 2011)
- 2011-48 A by-law to amend By-law 2007-14, Fees and Charges For Services and Activities Provided by the County of Dufferin Community Services. (Schedule “E”)
(Authorization: Community Services Dufferin Oaks – September 28, 2011)
- 2011-50 A by-law to amend By-law 2005-32, to regulate traffic on roads under the jurisdiction of the County of Dufferin. (No Parking Zone – County Road 7 and 2nd Line, Mono)
(Authorization: Public Works – September 27, 2011)
- 2011-51 A by-law to authorize a temporary speed limit reduction on County Road 124 on Sunday, October 16, 2011. (Speed Limit Reduction – County Road 124 – Sunday, October 16, 2011 – FOODSTOCK SPECIAL EVENT)
(Authorization: Council – October 13, 2011)

42. Moved by Councillor Oosterhof, seconded by Councillor Taylor

THAT by-law 2011-44 to 2011-48, inclusive, and by-law 2011-50 to 2011-51, inclusive, be read a first, second and third time and enacted.

-Carried-

43. Moved by Councillor Oosterhof, seconded by Councillor McGhee

THAT by-law 2011-49 be read a first, second and third time and enacted.

Moved by Councillor Oostershof, Seconded by Councillor McGhee, IN
AMENDMENT

THAT By-law 2011-49, Schedule A be amended as follows:

DELETE:

“The overall purpose of the Dufferin County Museum & Archives and Heritage Lands Board is to **advise** and participate in the affairs and activities of the Museum, Archives and County Forest operations, while promoting community awareness and appreciation of the Museum & Archives and its collections, County Forests and resource management, and the programs and services offered in each of these areas.”

REPLACE WITH:

“The overall purpose of the Dufferin County Museum & Archives and Heritage Lands Board is to **oversee** and participate in the affairs, policies and activities of the Museum, Archives and County Forest operations, while promoting community awareness and appreciation of the Museum & Archives and its collections, County Forests and resource management, and the programs and services offered in each of these areas, **and are accountable to Council.**”

-Amendment Carried-

ORIGINAL MOTION TO ADOPT. CARRIED.

2011-49 A by-law to amend By-law #2008-15 being a by-law to govern the proceedings of Council and its Committees. (Amends Section 20.21 and Schedule A- Special Committees – Museum Board and Trust Fund Board)
(Authorization: Museum Board – August 24, 2011)

44. OTHER BUSINESS

None.

45. CLOSED SESSION

Moved by Councillor Adams, seconded by Councillor Oosterhof

THAT Council move into closed session (8:06 p.m.) in accordance with Section 239 (b) a personal matter about an identifiable individual and Section 239 (c) a proposed or pending acquisition or disposition of land by the municipality.

-Carried-

In closed session Council discussed:

Closed Session Minutes - Sections 239 (b) and (c)

County Council – September 8, 2011
Museum Board – September 28, 2011
General Government Services – October 5, 2011

Land Donation Agreement – Section 239 (b) and (c)

Council discussed the proposed donation of land for a property in Orangeville.

Litigation with the City of Guelph – Section 239 (e)

Council discussed the Judge's ruling on the litigation with the City of Guelph and next steps.

DEEP Lease – Land Evaluation Report– Section 239 (c)

Council directed the Director of Public Works to negotiate a lease rate with CCI (Canada Composting Inc.) based on the Summary of the Land Evaluation Report.

46. COUNCIL TO RISE FROM CLOSED SESSION

Moved by Councillor Crewson, seconded by Councillor Ryan.

THAT Council move into open session (8:34 pm)

-Carried-

BUSINESS RISING FROM CLOSED

47. Property Matter –Potential Property Acquisition – Section 239 (c)

2011- 52 A by-law to approve a land donation agreement.
(Authorization: Council – September 8, 2011)

Moved by Councillor Crewson, seconded by Councillor Ryan.

THAT By-law 2011-52 be read a first, second and third time and enacted.

-Carried-

48. REMAINDER OF CLOSED SESSION ITEMS

Moved by Councillor Adams, seconded by Councillor Campbell Moon

THAT the closed session minutes of County Council – September 8, 2011, Museum Board – September 28, 2011, General Government Services – October 5, 2011, be received and that staff be directed to take action as discussed in closed session.

-Carried-

49. CONFIRMATORY BY-LAW

2011-53 A by-law to confirm the proceedings of the Council of the Corporation of the County of Dufferin at its meeting held on October 13, 2011.

Moved by Councillor White, seconded by Councillor Ryan.

THAT By-law 2011-53 be read a first, second and third time and enacted.

-Carried-

50. ADJOURNMENT

Moved by Councillor Adams, seconded by Councillor Taylor.

THAT the meeting adjourn.

-Carried-

The meeting adjourned at 8:40 pm

Next meeting: November 10, 2011 at 7.00pm
 Council Chambers, 51 Zina Street, Orangeville

Warren Maycock
Warden

Pam Hillock
Clerk