

COUNTY OF BRANT COUNCIL MINUTES

Council Chambers, Paris
June 17, 2008
7:00 p.m.

Present: Mayor Eddy, Councillors Wheat, Schmitt, Simons, Haggart , Powell, Atfield, Chambers, Hodge, Coleman and Gatward.

Staff: Fiebig, Compeau, Glassford, Johnston, Underwood, Bell, Pomponi, Trevitt and Carman.

Mayor Eddy in the Chair.

APPROVAL OF AGENDA

Moved by – Councillor Coleman
Seconded by – Councillor Hodge

That the Brant County Council agenda and addendum for the June 17, 2008 meeting be approved as distributed.

. Carried

DECLARATION OF PECUNIARY INTEREST

Councillor Haggart advised that he was declaring an interest in the matters on the agenda related to 80 Willow Street, Paris, and that he would be withdrawing from the Council table during discussion of these matters.

DELEGATIONS/PRESENTATIONS/PETITIONS**River Road Class EA Study**

Steve Talos, who advised that he was speaking on behalf of several citizens in the Newport community, noted that community meetings have been held to discuss issues related to the temporary and permanent closure of River Road, as well as discussions with the County's consultant, UEM. The preferred alternative to permanently close River Road and provide a number of turn-arounds for property owners who live adjacent to River Road is not acceptable, as the Newport community does not want the road closed but wants it to exist in some form, even if that includes rebuilding the road in a different location.

Mr. Talos expressed concern about the criteria and weighting factors used to choose the preferred alternative. He suggested that cost and expediency were more important than the interests of the property owners and the community, and that this alternative ignores the severe economic loss that the property owners will suffer if the road is closed. He noted the deterioration of Fawcett Road during the temporary road closure, as well as increased lawlessness and substantial inconvenience to residents and others who use River Road to travel to Six Nations. Mr. Talos suggested that Six Nations Council and residents who use this road have not been consulted on the alternatives. This alternative does not recognize the failure of River Road due to the river bank failure, or the turn-arounds would not have been suggested. He requested that Council examine the alternatives and issues more closely before choosing an alternative.

Brant County Council
June 17, 2008

In response to questions, Mr. Talos advised that there are seven homes on River Road that are affected by the closure. It was pointed out that Six Nations Council was consulted on this project and has provided a response to the County. Councillor Gatward requested that, as a Ward Councillor for this area, she be invited to any further community meetings on this matter.

Moved by – Councillor Coleman
Seconded by – Councillor Hodge

That the presentation by Steve Talos regarding the River Road Class EA Study be referred to the Public Works Committee for consideration.

. Carried

Mayor Eddy noted that an e-mail had been received from Sandy Weir advising that Mr. Talos was not speaking on behalf of all the residents affected by the closure of River Road.

Rehabilitation of Highway 24 between Highway 403 and County Road 53

Henry Huotari, Consultant Project Manager, Delcan, provided an update on the Preliminary Design Study for the rehabilitation of Highway 24 between Colborne Street West (County Highway 53) and 600 metres north of Highway 403. This study has identified needed improvements, such as reconstruction and widening of the pavement, illumination, turning lanes at some intersections, improved snow storage and management, etc. He outlined the seven alternatives being considered for replacement of the bridge over Whiteman's Creek, including the provisions being proposed for wildlife passage.

The bridge replacement will require a detour route using local roads including County Road 25, County Road 53, Bishopsgate Road and King Edward Street. Mr. Huotari advised that a Public Information Centre on this project will be held on June 24 at the Airport Community Centre. Additional studies are required, including a Class Environmental Assessment Study to be completed in the Fall of 2008. The design work for this project is scheduled for 2009, with construction estimated to occur some time between 2009 and 2011.

In response to concerns about the proposed detour routes and the anticipated increased traffic on Golf Links Road and Bethel Road, Mr. Huotari advised that they have met with County staff and are prepared to increase the signage to better define the detour route, as well as to sign roads as "Local Access Only". Increased enforcement may also be necessary on the detour routes. In response to a question, Mr. Huotari noted that it is not appropriate to put a passing lane on the hill north of the Whiteman's Creek Bridge.

Taxi Licensing By-law

Eric Davis, of White of Duncan, Linton, representing Paris Taxi, advised that Paris Taxi is in favour of Staff Report CD-08-83 recommending a maximum rate for taxi fares. This allows taxi companies to establish appropriate discounts, groups rates, etc. which would be beneficial to the taxi users. He noted that it is difficult for the municipality to enforce the taxi licensing by-law, and in particular fares, since users are not likely to complain about paying a lower fare.

Lynn Pratt of Grand River Cabs advised that it is not beneficial to the clients or the taxi companies to have maximum rates but no minimum rates, as proposed by Staff Report CD-08-83. She requested that two standard and one accessible licence be revoked from Paris Taxi and transferred to Grand River Cabs, as should have been done on March 19, 2008 as required

by Sections 14 and 15 of the Taxi Licensing By-law to comply with the 67% maximum ownership of taxi licenses. Staff should be directed to enforce the 67% rule, which would result in Grand River Cab having five licenses and Paris Taxi seven licenses. According to the priority requirements for new licenses in the current taxi by-law, the new licenses that became available on April 1 do not have to be issued until March 2009. The priority system should remain in place and the random draw proposal should be rejected by Council, as it is monopolistic and will conflict with the maximum 67% ownership limit.

Ms. Pratt noted her concerns about the new taxi company not meeting the requirements of the taxi by-law, as well as the fact that cabs from other municipalities are doing work in the County. She noted her concern that no by-law enforcement is being done on the complaints Grand River Cab has brought forward related to the new taxi licensing by-law. Although they are aware of seven sting operations performed on Grand River Cabs, there have been no fines laid. Ms. Pratt requested that the taxi by-law be amended to allow a company a maximum of 50% of the taxi licenses, based on the new licenses that should be issued on March 31, 2009. She also requested that Grand River Cabs receive an equal share of County business, including courier work, water sample runs and handicapped services. She requested that Council defeat staff recommendation CD-83-08 (setting maximum taxi fare rates), as it creates a monopoly. She suggested that the meter system is not supported by the Licensing Department, and that the existing zone fare system should be maintained to be non-competitive to all companies.

Moved by – Councillor Chambers
Seconded by – Councillor Hodge

That the presentations made on behalf of Paris Taxi and Grand River Cabs be received and referred for consideration during the Corporate Development Committee report.

. Carried

Mount Vernon Church and Cemetery

Norma Cronkwright, on behalf of Mount Pleasant Church and the United Church of Canada, provided a document outlining the timelines and actions that have been taken by the Church and the County of Brant with respect to the Mount Vernon Church and Cemetery. Mount Pleasant Church is requesting that the Mount Vernon Church and Cemetery property be transferred to the County for \$1.00, and in turn the County provide a long-term lease to the Burford Co-op Preschool for use of the Church. This would be beneficial to the Church because the building is no longer being used and would allow the Burford Co-op Preschool to renovate the building to provide expanded day care facilities to the community. She noted that any options for use of the church require action from the County for a severance or minor variance.

Moved by – Councillor Gatward
Seconded by – Councillor Coleman

That the presentation regarding Mount Pleasant Church and Cemetery be received and referred for consideration during the Corporate Development Committee report.

. Carried

Request for Exemption from PWE-23-05 for 49 Catherine Street, Paris

Bob Phillips, J. H. Cohoon Engineering, noted that the Corporate Development Committee is recommending that the request for an exemption from PWE-23-05 for 49 Catherine Street be deferred until such time as the additional water capacity has been allocated.

Brant County Council
June 17, 2008

He requested that Council deal with this allocation as quickly as possible, and that the decision be communicated to the development community as soon as possible. The Committee of Adjustment cannot deal with the severance application for this property until the water allocation has been determined.

Request for Extension of Draft Plan Approval – 80 Willow Street, Paris

Councillor Haggart withdrew from the Council table during discussion of this matter.

Bob Phillips, J. H. Cohoon Engineering, advised that the draft plan approval for 39 single family lots at 80 Willow Street, Paris will expire on June 23, 2008. He noted that as a requirement of the one-year extension of the draft plan approval granted last year, a work program for extensive environmental investigations for site remediation of this property was approved and is being followed. Due to the fact that the record of site conditions was not accepted by the Ministry of the Environment, the AMEC Group has been carrying out further environmental site investigations on the property. Stirling Bridge has purchased the property within the past year, and has spent \$150,000 to have AMEC continue with the work plan for this property, including a risk assessment report. A pre-consultation report has been submitted to the Ministry of the Environment, and two issues have been identified that will require more work to meet new MOE guidelines, including hazardous materials that need to be removed from the site and disposed of. Since the engineered drawing for the property is 90% complete, Mr. Phillips requested that Council approve the extension of the draft plan approval for another year so that the work can continue.

In response to questions, Mr. Phillips advised that Sterling Bridge may submit an application for a higher density development for this site. He requested that the current water and sewer allocations for the 39 residential units remain in effect for this property. Rick Gibson of the AMEC Group explained the MOE risk assessment process ensures that the site is clean and that there is no evidence of risks associated with the property. One of the requirements of the record of site conditions is that it be peer reviewed by the County's Engineer. It was noted that County staff has not been kept apprised of the progress on environmental work on this property, and it was agreed that more communication between the consultants and County staff is required in the future.

Moved by – Councillor Chambers
Seconded by – Councillor Hodge

That the requests made by Bob Phillips regarding 49 Catherine Street and 80 Willow Street, Paris, be referred for consideration later in the meeting.

. Carried

Councillor Haggart returned to the Council table.

MINUTES

Moved by – Councillor Schmitt
Seconded by – Councillor Simons

That the minutes of the June 2, 2008 meeting of Brant County Council be adopted, copies having been forwarded to the members prior to the meeting.

.Carried

CONSENT ITEMS

Moved by – Councillor Coleman
Seconded by – Councillor Hodge

That the following Consent Information Report items be received:

1. Applications to be heard at the June 26 Committee of Adjustment meeting.
2. Notice of Public Information Centre for Paris Waste Transfer Station Class EA to be held on Thursday, June 26 from 4:30 – 7:30 p.m. at the Fire Administration Building.
3. Notice of Study Completion for the Mount Pleasant Municipal Water Storage.
4. Notice of Public Information

And that the following Consent Communications items be received:

1. AMO Member Communications:
 - a. Opportunity to provide input on Provincial Poverty Reduction Strategy.
 - b. OMERS – Latest news
 - c. Ontario Students to get real-life lessons in responsible Citizenship
2. Hon. Donna Cansfield, Minister of Natural Resources, re: “Plant a Tree Challenge”.
3. Municipal Property Assessment newsletter – Spring 2008 edition.
4. Correspondence from M.P. Lloyd St. Amand and Minister of Transport Lawrence Cannon regarding infrastructure funding.
5. John Tory, Leader of the Ontario PC Party re: proposed amendments to Bill 35, the Investing in Ontario Act.
6. Ministry of Education – A guide for parents and students “More Ways to Succeed in High School”.
7. Presentation made by UEM on Paris Transfer Station Class EA Study.
8. City of Hamilton – Notice of Study Commencement for Ancaster Transportation Master Plan.
9. Stantec Consulting – Notice of Study Commencement for Highway 8 and Highway 401 Improvements.
10. Ministry Responsible for Seniors – Information on Senior Achievement Awards.
11. Grand River Community Health Centre – June 2008 Community Report.
12. Grand River Conservation Authority – notice of public meeting on Drinking Water Source Protection to be held on Tuesday, June 17 from 5 – 8 p.m. at T. B. Costain – S.C. Johnson Community Centre.
13. Brant County Health Unit – Reveal magazine.
14. Long Point Region Conservation Authority – copy of 2007 Annual Report.
15. Ontario Medical Association – opposing the Provincial Government’s decision to create “nurse-only” clinics.
15. Minutes of Meetings:
 - a. County of Brant Public Library Board – May 13, 2008
 - b. Grand River Conservation Authority – April 25 and May 12

 - c. Long Point Region Conservation Authority – May 7, 2008.
 - d. Lake Erie Regional Source Protection Committee – May 1, 2008.
 - e. Brant County Power Inc. – May 14, 2008.
 - f. Paris BIA – May 13, 2008.

. Carried

Brant County Council
June 17, 2008

PUBLIC WORKS

Councillor Coleman presented the following report from the June 10, 2008 meeting of the Public Works Committee:

1. That the Paris Soccer Club be authorized to pay the sewer and water frontage fees due and payable for 62 Woodslee Avenue in equal payments, over the course of ten years, on taxes at the current interest rate.
2. That the guidelines as established within the Transportation Association of Canada manual entitled "Guide for the Design of Roadway Lighting" be reconfirmed and continue to be utilized as required for street lighting warrants.

3. Whereas there are sufficient funds in the approved budget;

Be it hereby resolved that RFP 5-08 "Water and Wastewater Rate Study" be awarded to BMA Management Consulting Ltd. for the quoted price of \$39,795 (excluding GST).

4. Whereas there are sufficient funds in the approved budget;

Be it hereby resolved that RFP 04-08 for "Consultant Services for the Potential Watermain Extension on Campbell Farm Road and Burtch Road Area" be awarded to the Thompson Rosemount Group (TRG) for the quoted price of \$38,661.00 (Including GST).

5. Whereas a request was submitted by the Co-Chairs of the Garden of Hope to remove one parking space at the foot of the garden, at Municipal Parking Lot #5 in Paris,

Be it hereby resolved that Parking By-law Number 164-01 (Schedule 11 – Parking Restricted Time Limited – Municipal Lot) be amended in order that one parking space located at the foot of the Garden of Hope in Municipal Parking Lot #5 be restricted at all times, and that it is to be signed and marked as "No Parking" in order to provide access for all levels of pedestrian accessibility, at an estimated cost of \$250.00.

6. Whereas the Brant United Way Air Show has received approval in previous years for temporary road closure of Robinson Road, from Rest Acres Road to Greens Road, and Pottruff Road, from Bethel Road to Robinson Road, and for a temporary road directional change on York Road to be one-way (northbound),

And whereas a request was submitted on behalf of the organizers of the Brant United Way Air Show to install temporary "No Parking" signs along Colborne Street West during the annual event scheduled for Wednesday, August 27, 2008,

And whereas Brant County Ontario Provincial Police Department (OPP) is in agreement with the proposed temporary signage prohibiting parking on Colborne Street West,

Be it hereby resolved that Parking By-Law Number 164-01 (Schedule 4 – Parking Prohibited - Certain Days or Times) be amended by prohibiting parking on both the north and south sides of Colborne Street West from Rest Acres Road to York Road during the annual Brant United Way Air Show event.

7. That the Public Works Department be authorized to single source the Supply and Installation of Winter Control Equipment for two (2) tandem axle trucks from Viking-Cives Ltd., Mount Forest, Ontario at the quoted price of \$101,210.00 per truck, plus taxes.

8. That section (2), "Request For Proposal RFP#7-08 to undertake a Class Environmental Assessment to consider solution options and a preferred solution to East River Road instability between Green Lane and German School Road" not proceed at this time and be removed from the Budget.

9. Whereas the County of Brant has received a Recommendation for Award from UMA Engineering Limited, in regard to tender WD 01-08 "Cainsville Elevated Tank Upgrades";

And whereas there are sufficient funds in the approved 2007 and 2008 capital budgets to complete the project;

Be it hereby resolved that in reliance upon the recommendations of UMA Engineering Limited, dated April 29, 2008, tender WD 01-08 "Cainsville Elevated Tank Upgrades" be awarded to Dupont Painting Contracting Limited for the tendered price of \$1,580,703.60 (including GST and contingency).

10. Whereas the former Town of Paris installed sanitary sewers and watermain on Woodslee Avenue in order to provide fully municipal serviced industrial zoned lots;

And whereas the property owner of 62 Woodslee Avenue desires to connect to the sanitary sewer on Woodslee Avenue as part of the works proposed in constructing a clubhouse for the Paris Soccer Club and will be required to comply with the County by-law with respect to connection to the municipal water supply system once capacity is available;

And whereas lot frontage fees and connection permit fees for a connection to the sanitary sewer and watermain on Woodslee Avenue will be payable by property owners upon their connection to the municipal servicing system in accordance with the County's Fees and Charges By-Law current at the time of connection;

And whereas 62 Woodslee Avenue is utilized as a recreational soccer facility (WIFO Field) by the Paris Soccer Club, which comprises of approximately nine hundred (900) youth in the County of Brant;

And whereas County staff are requesting special consideration to allow for a reduction in the sanitary sewer and watermain frontage fee for the owner of 62 Woodslee Avenue;

And whereas 62 Woodslee Avenue has a considerable amount of frontage (approximately 137 metres);

And whereas similar arrangements have been made previously for lots with large frontage;

Be it hereby resolved that the sanitary sewer and watermain frontage fee reduction be granted, with the frontage fees for 62 Woodslee Avenue to be calculated based on a 50 metre frontage at the frontage fee current at the time of sanitary sewer and watermain connection and that there be no reduction in connection fees;

Brant County Council
June 17, 2008

And be it hereby resolved that the property owner be required to have wording in the development agreement which will address payment terms, any applicable Development Charges, time to make the connection, etc., prior to the sanitary sewer and watermain connection.

11. Whereas the County has received a Recommendation for Award from Trow Associates as per their letter of June 3, 2008, with regard to EST 1-08 "Cedar Street Reconstruction from King Edward Street to Laurie Ann Lane";

And whereas there are sufficient funds in the approved 2008 budget to complete the project this year;

Be it hereby resolved that in reliance upon the recommendations of Trow Associates, dated June 3, 2008, that tender EST 1-08 "Cedar Street Reconstruction from King Edward Street to Laurie Ann Lane", be awarded to Verly Construction Group for the bid price of \$483,827.45 (excluding GST).

12. Whereas the County has received a Recommendation for Award from Trow Associates as per their letter of June 3, 2008, with regard to EST 2-08 "Reconstruction of Victoria Street, Gort Avenue, Churchill Drive and Barker Street, Paris";

And whereas there are sufficient funds in the approved 2008 budget to complete the project this year;

Be it hereby resolved that in reliance upon the recommendations of Trow Associates, dated June 3, 2008, that tender EST 2-08 "Reconstruction of Victoria Street, Gort Avenue, Churchill Drive and Barker Street, Paris" be awarded to Elgin Construction 2153592 Ont. Ltd., for the bid price of \$2,366,794.27 (excluding GST).

13. Whereas during the projects for the reconstruction of Cedar Street and Victoria Street, Gort Avenue, Barker Street & Churchill Drive under tenders EST 1-08 and EST 2-08, it will be necessary to install temporary water distribution systems in order to ensure the safe supply of water to residents;

Be it hereby resolved that the service charges for water and wastewater for single family properties serviced from the temporary water distribution systems due to the proposed reconstruction projects be based on minimum monthly billing levels of \$44.40 and \$13.00 per residence for water and wastewater respectively during the time of use of the temporary watermain.

14. Whereas requests were submitted through a petition by ratepayers, and a letter written by J.H. Cohoon Engineering Limited on behalf of the ratepayers, to reduce the speed limit on the following sections of County of Brant roads:

1. Cleaver Road – South of Whiteman's Creek Bridge to 200 metres north of Robinson Road, east branch to Rest Acres Road
2. Robinson Road – Cleaver Road to Highland Drive
3. Robinson Road – Cleaver Road to Whiteman's Creek Bridge,

Be it hereby resolved that the speed limit reduction as requested by J.H. Cohoon Engineering Limited letter be approved in part, as follows:

That Speed Limit By-Law Number 182-05, Schedule J, be amended by reducing the speed limit of the following sections of road, at an estimated cost of \$900.00:

- Cleaver Road speed limit reduction from 80 km/hr to 60 km/hr from 100 metres south of Whiteman's Creek Bridge to 250 metres north of Robinson Road, (east branch) due to southbound sight distance at the intersection of Cleaver Road and Robinson Road (east branch);
- Robinson Road speed limit reduction from 80 km/hr to 60 km/hr from Cleaver Road to 100 metres west of Mill Street due to existing topography;
- Robinson Road speed limit reduction from 80 km/hr to 50 km/hr from Cleaver Road to Rest Acres Road, due to existing topography.

And that additional advisory "Speed Limit" signs (yellow reflective) be installed for the three bridges over Whiteman's Creek located on Cleaver Road, Robinson Road, and Mill Street.

15. Whereas the County of Brant shall receive funds from the 2008 Municipal Road and Bridge Infrastructure Investment program in the sum of \$2,950,491.00;

And whereas the funds are to be allocated to municipal road and bridge capital investment needs as per County By-law Number 67-08;

And whereas the 2006 Roads Needs Study has identified 106.9 kilometres of roadway to be resurfaced in the next five years;

And whereas the County of Brant has entered into a two-year agreement with Cornell Construction to enhance the 2008 and the 2009 Surface Treatment Program;

Be it hereby resolved that \$400,000.00 of the 2008 Municipal Road and Bridge Infrastructure Investment program be allocated to enhance the 2008 Surface Treatment Program;

And that \$400,000.00 of the 2008 Municipal Road and Bridge Infrastructure Investment program be allocated to enhance the 2009 Surface Treatment Program;

And that \$2,150,491.00 of the 2008 Municipal Road and Bridge Infrastructure Investment program be allocated to enhance the 2008 Hot Mix Maintenance Program.

16. Whereas the County of Brant has expressed interest in obtaining the parcel of land currently owned by the Ministry of Transportation Ontario (MTO) on the south side King Edward Street, within the town of Paris, and is now seeking direction from the Public Works Committee whether to proceed with one of the following options:

- Option 1: Not to proceed with the purchase of the property on King Edward Street
Option 2: Purchase the property from MTO at the current market value of \$22,400.00 to be utilized for future road construction purposes
Option 3: Purchase a portion of the property from MTO at the current market value

Be it hereby resolved that staff recommends Option 1, that the County of Brant not to proceed with the purchase of the property on King Edward Street.

Brant County Council
June 17, 2008

17. Whereas staff have been authorized to negotiate a revised agreement with Ontario Clean Water Agency for the Operations and Maintenance Services for the County's Four Wastewater Treatment Systems;

And whereas staff and OCWA have completed the negotiations for a revised agreement for the Operations and Maintenance Services for the County's Four Wastewater Treatment Systems;

Be it therefore resolved that the signing of the agreement with Ontario Clean Water Agency for the Operations and Maintenance Services for the County's Four Wastewater Treatment Systems be approved.

18. That the Living Water Reformed Church's offer to fund the installation of a streetlight at the entrance to 1569 Colborne Street East be accepted;

And that the County of Brant assume the annual monthly operating cost of approximately \$10.00 per month.

19. That staff prepare a list of options discussed concerning possible amendments to By-law 116-06 regarding various watering restriction options, inclusive of the following: 1) those outlined in By-law 116-06 as it exists currently, with an exception that one day per week watering restrictions are not observed unless the Grand River Conservation Authority has declared a state of drought; 2) those outlined in By-law Number 45-08; 3) those proposed to Committee by Councillor Gatward that section 12.3 (a) of By-law Number 45-08 be amended to reflect that the prohibited time is anytime except between the hours of 5:00 a.m. to 10:00 a.m. and 7:00 p.m. to 10:00 p.m.; and 4) those proposed by Councillor Haggart suggesting that the County consider a third tier water rate.

Moved by – Councillor Coleman
Seconded by – Councillor Simons

That the report of the Public Works Committee from its June 10, 2008 meeting be adopted.

. Carried

CORPORATE DEVELOPMENT

Councillor Haggart presented the following report from the June 9, 2008 meeting of the Corporate Development Committee, it being agreed that Recommendation 6 would be dealt with separately:

1. That the Taxi License Fees in Schedule A of the County of Brant Fees and Charges By-law Number 6-08 be amended, as indicated in bold and to read as follows;

Taxi License Fees By-law 47- 08

Application/Renewal Taxi Cab Driver License s. 9	Each	\$25.00
Application/Renewal Taxi Cab Owner License s. 10	per vehicle	\$45.00
Application/Renewal Taxi Cab Broker License s. 11	Each	\$100.00
Replacement of License Certificate/ Fare Card/ Plate s. 16	Each	\$10.00
Transfer of Taxi Cab Owner's License s.18	each plate	\$100.00

Transfer of Taxi Cab Owner's License s. 19	each plate	\$100.00
License Amendment s. 20	per request	\$10.00
Hearing Fee s. 29	Each	\$250.00
Application for Placement Priority list for Taxi Cab Plate s.33	per person	\$150.00
Renewal of Placement Priority List for Taxi Cab Plate s. 34	Annual	\$50.00
Transfer of Owner's License-Vehicle Replacement s.40	per vehicle	\$25.00

And further that the following amendments to the Taxi By-law Number 47-08 be approved, as indicated in bold, to include references to the fees payable in the applicable subsections as follows;

- 20(1) When a *licensee* changes his name or address or any information relating to his *license*, he shall notify the *Licensing Officer* within forty-eight (48) hours of the change of information relating to the *license*, **and pay the applicable fee as set out in the County of Brant Fees and Charges By-law.**
- 20(2) When the *licensee* is a corporation and the relevant information on the application is changed, namely: names or addresses of Officers or Directors, location of the corporate head office or change in the ownership of shares, the *licensee* shall report the change to the Licensing Department within seven days of the change **and pay the applicable fee as set out in the County of Brant Fees and Charges By-law** and if necessary the license shall be returned immediately to the Licensing Department for amendment.
- 40(1) An *owner licensed* under this by-law who disposes of his *cab* or otherwise ceases to use his *cab* for the purposes permitted under this by-law and acquires another *vehicle* for the purposes permitted under this by-law, before using the *vehicle* as a *cab* shall provide a copy of the current *passenger motor vehicle* permit in good standing issued by the Ministry of Transportation in the *owner's* name, an *owner's license*, a copy of the current Ontario Standard Automobile Insurance Policy, **and pay the applicable fee as set out in the County of Brant Fees and Charges By-law.**

And further, that the following amendment to subsection (9) of section 42 be approved, as indicated in bold, to correct a drafting error;

- (9) **Not** operate a *taxicab* with a *meter* that is not in proper working order or where the seal is broken or has been tampered with.

And further, that the following amendment to subsection (5) of section 11 be approved, striking out the words as indicated, to correct a drafting error;

- (5) unless such *person* provides ~~on his own or in conjunction with a licensed taxicab broker,~~ a suitable office for the *carrying on* or engaging in the *taxicab broker* business.

And further, that the following amendment to subsection (3) of section 44 of this by-law be approved, as indicated in bold, to correct an inaccurate reference;

- (3) notify the Licensing Department, in writing, within (10) days of any additions or deletions from the list provided for under subsection **(2)** of this section.

Brant County Council
June 17, 2008

2. That the County of Brant Taxi By-law be amended to provide for the implementation of a random draw system for the issuing of taxicab owner plates that become available;

And further, that if approved, the fees relating to placement and renewal of placement on the Priority List be removed from the Fees and Charges By-law.

3. That Sections 46(), 48(1)(b) and 48(5) of the County of Brant Taxi By-law Number 47-08 be amended so that these sections only prohibit charging a fare that is greater than the fares established in Schedule "A" of the By-law.

4. Whereas a request has been received from the agent for the property owner of 49 Catherine Street for an exemption from Council Policy PWE-2003-05 (Paris Interim Water Servicing Policy);

And whereas the existing residence at 49 Catherine Street is currently connected to the Paris water supply and sanitary sewer systems;

And whereas the property owner of 49 Catherine Street is desirous of connecting an additional water and sanitary service connection to the Paris water supply and sanitary sewer systems to service the proposed lot that may be severed from 49 Catherine Street;

And whereas any additional water service connections at 49 Catherine Street relative to the development of an additional building lot will result in an increase in relation to the existing pattern of municipal water consumption from the subject lands;

And whereas the proposed building lot at 49 Catherine Street is not considered one of the estimated twenty residential lots of record that exist as of April 15, 2008 in Paris;

And whereas a policy for the administration of water capacity allocated to new development has not been approved by the municipality;

And whereas the County has recently received and deferred requests for exemption from Council Policy PWE-2003-05 (Paris Interim Water Servicing Policy) for similar developments in Paris;

Be it hereby resolved that the request received from the agent for the property owner of 49 Catherine Street for an exemption from Council Policy PWE-2003-05 (Paris Interim Water Servicing Policy) be deferred until such time as water allocation becomes available.

5. That the County of Brant's rate for the use of an employee's vehicle be increased to \$0.48/km effective July 1, 2008.
6. **(Referred back to staff)** That the request from the Mt. Pleasant United Church to acquire the Mt. Vernon United Church property be denied for reasons outlined in Report CD-08-87;

And that the Burford Co-op Preschool consider leasing directly from the United Church, which would alleviate the municipality from any financial responsibility at this time or any liability and would ease the financial burden of the church for the upkeep of the building.

7. That the process as outlined in Recommendation CD-08-90 by which the County will implement required Customer Service Standards that deal with accessibility be endorsed;

And that the matter of future additional staff requirements to develop additional service standards be referred to the 2009 Budget considerations.

8. That Council defer any consideration of defining the requested Area Studies for the Cainsville and Tutela Heights areas until after Council has heard the presentation by the Ministry of Public Infrastructure Renewal and decided upon a policy with respect to the expansion of Settlement Area Boundaries;

And that both development groups be advised that once a definitive position is established with respect to the expansion of Settlement Area Boundaries, decisions will be made with respect to their requests.

9. That a special Council meeting be scheduled in the Council Chambers to receive a presentation from a representative of the Ministry of Public Infrastructure Renewal on the Places to Grow legislation;

And that no delegations be allowed at this meeting to ensure that Council has sufficient opportunity to ask questions and understand the position of the Ministry.

10. That the request from Home Hardware for use of the Burford Administration Office Boardroom or other suitable County facility in Burford on a short-term basis in the event of a business interruption at their facility be approved, on the understanding that the use can be accommodated at that specific time.

11. That the request of the Brant United Way for a grant of \$5,000 to bring the Canadian Warplane Heritage Museum display to the Brant United Way Air Show be regrettably declined due to the fact all grant funds have already been allocated for 2008.

12. That a payment of \$5,393.66 in settlement of Claim 20-08 be approved, in exchange for a full and final release.

Moved by – Councillor Haggart
Seconded by – Councillor Powell

That Recommendations 1 – 5 and 7 – 12 of the Corporate Development Committee report from its June 9, 2008 meeting be adopted.

. Carried

Moved by – Councillor Hodge
Seconded by – Councillor Haggart

That Recommendation 6 be referred to Corporate Services staff for further clarification and negotiation among the affected parties;

And that a report on the Mount Vernon United Church property be prepared for consideration at the next meeting of Council.

. Carried

Brant County Council
June 17, 2008

COMMITTEE OF MANAGEMENT – JOHN NOBLE HOME

Councillor Wheat presented the following report from the June 6, 2008 meeting of the Committee of Management – John Noble Home:

1. That the John Noble Home not proceed with the Accreditation Canada process at this time.
2. That RRAP Funding from Canada Mortgage and Housing Corporation for a grant of \$2,095 for an upgrade to an apartment at Bell Lane Terrace be approved;

And that City and County officials execute the appropriate agreements with CMHC in this regard.

Moved by – Councillor Wheat
Seconded by – Councillor Coleman

That the report of the Committee of Management – John Noble Home from its June 6, 2008 meeting be adopted.

. Carried

Councillor Wheat then presented the following report of the Committee of Management – John Noble Home from its June 17, 2008 meeting:

1. That the tender of Reid & Deleye Contractors Limited, Courtland, for the long-term care renovations at the John Noble Home in the total bid base amount of \$4,743,896, GST extra, be approved, this being the lowest tender received.
2. That the tender for the provision of laundry services at the John Noble Home be awarded to Booth Centennial Healthcare Linen Services at a total contract price of \$332,739.57 for a three-year contract, less an amount for 50% of the value of the Home's current linen (approximately \$6,000).

Moved by – Councillor Wheat
Seconded by – Councillor Coleman

That the report of the Committee of Management – John Noble Home from its June 17, 2008 meeting be adopted.

. Carried

STAFF REPORTS

Comprehensive Sign By-law

Moved by – Councillor Coleman
Seconded by – Councillor Hodge

That the comprehensive sign by-law be presented later in the meeting for approval.

. Carried

3536
Brant County Council
June 17, 2008

Heritage Community Recognition Program

Moved by – Councillor Hodge
Seconded by – Councillor Coleman

That the Mayor be authorized to nominate Dr. Henry Hedges, Marion Sheridan, Enid Horning and Fred Bemrose for the Heritage Community Recognition Program 2008 as recommended by the Brant County Heritage Committee.

. Carried

Request for Extension of Draft Plan Approval – 80 Willow Street – Stirling Bridge Limited (GWS Developments)

Councillor Haggart withdrew from the Council table during discussion of this matter.

In response to a question, Mark Pomponi, Chief Planning Official advised that the staff recommendation on the request for extension of the draft plan approval for 80 Willow Street does not take away the water and sewer capacity allocated to this property previously, provided that the capacity is still available and provided that the applicable fees are paid.

Moved by – Councillor Chambers
Seconded by – Councillor Atfield

That the request by Stirling Bridge Ltd. (GWS Developments) for an extension of Draft Plan Approval for the site located at 80 Willow Street, being Lots 39 to 55 and Part Lot 38, West of the Mill Race, Lots 1 to 10 inclusive, West of Elm Street, Part of Elm Street, Part of Mill Race and Lot 1, Block 57, Registered Plan 492 in the geographic Town of Paris, for the development of 39 single detached dwelling units be refused.

. No Vote – Deferral Motion Follows

Moved by – Councillor Chambers
Seconded by – Councillor Gatward

That the resolution regarding an extension of the draft plan approval for 80 Willow Street be tabled until after Council has had an opportunity to consider the County Solicitor's advice on this matter during the In Camera session of the meeting.

. Carried

Councillor Haggart returned to the Council table.

INFORMATION REPORTS

County of Brant Water By-law 116-06, Section 12 – Use of Municipal Water Externally

Members of Council considered a report prepared by Alex Davidson, Water Division Manager, regarding the proposed changes to Water Use By-law Number 116-06 to eliminate the special conditions for June, July and August that restricts water use to one day per week. The other watering options that were reviewed at the July 10 Public Works Committee meeting were also discussed by Members of Council.

Brant County Council
June 17, 2008

Moved by – Councillor Wheat
Seconded by – Councillor Atfield

That County of Brant Water By-law 116-06 be amended by deleting Section 12.3 (additional water restrictions for June, July and August to permit watering one day per week).

	<u>Recorded Vote</u>	
	<u>Yes</u>	<u>No</u>
Councillor Gatward		1
Mayor Eddy	1	
Councillor Wheat	1	
Councillor Schmitt	1	
Councillor Simons		1
Councillor Haggart	1	
Councillor Powell		1
Councillor Atfield	1	
Councillor Chambers	1	
Councillor Hodge	1	
Councillor Coleman	<u>1</u>	
. Carried	<u>8</u>	<u>3</u>

Chronology of Events re: Transfer of Mount Vernon United Church Cemetery

The report prepared by Fran Bell, Associate Director of Corporate Services, regarding the chronology of events related to the transfer of the Mount Vernon United Church Cemetery was received as information.

CORRESPONDENCE

1. Invoice from Mohawk Nation of Ouse/Grand River for \$663 billion re: land claims

Moved by – Councillor Schmitt
Seconded by – Councillor Coleman

That the land claims invoice for \$663 billion received from the Mohawk Nation of Ouse/Grand River be referred to the Federal Land Claims Negotiators for their consideration.

	<u>Recorded Vote</u>	
	<u>Yes</u>	<u>No</u>
Councillor Haggart	1	
Councillor Powell	1	
Councillor Atfield	1	
Councillor Chambers	1	
Councillor Hodge	1	
Councillor Coleman	1	
Councillor Gatward	1	
Mayor Eddy	1	
Councillor Wheat	1	
Councillor Schmitt	1	
Councillor Simons	<u>1</u>	
. Carried Unanimously	<u>11</u>	<u>0</u>

2. Brant County Power Inc. – copy of resolution approved at June 11, 2008 meeting re: merger and acquisition negotiations with the City of Brantford

Moved by – Councillor Schmitt
Seconded by – Councillor Hodge

That the correspondence from Brant County Power Inc. advising that the merger and acquisition negotiations with the City of Brantford are terminated be received.

. Carried

3. Ministry of Transportation – Notice of Commencement of EA Terms of Reference for the Brantford to Cambridge Transportation Corridor

It was noted that the Ministry of Transportation is recommending a new analysis area for the Brantford to Cambridge Transportation Corridor. Mayor Eddy advised that despite concerns expressed by City of Brantford officials, the County of Brant has not taken a position on the preferred route. It was noted that the consultant for this project should be advised that the County of Brant circulation list for the project needs to be updated to indicate current staff. The notice was received as information.

RESOLUTIONS

John Noble Home Governance

Moved by – Councillor Coleman
Seconded by – Councillor Wheat

That the City of Brantford recommendation regarding the John Noble Home governance be reconsidered by Brant County Council.

. Carried – Two-Thirds Majority

Moved by – Councillor Coleman
Seconded by – Councillor Wheat

That two (2) additional representatives from Brant County Council be added to the Social Services Committee bringing the total number of County representatives to four with City representation remaining at six (including the Mayor), for a total of ten members;

That the composition of the John Noble Home Committee of Management be that of the expanded Social Services Committee;

That Social Services Department Staff be available as required to attend the Social Services Committee and both City and County Council meetings;

That recommendations from the expanded Social Services Committee pertaining to the John Noble Home continue to be considered by both City of Brantford and County of Brant Councils;

Brant County Council
June 17, 2008

That items pertaining to John Noble Home be considered at the beginning of Social Services Committee meetings much like Ambulance Services issues are considered at the County of Brant Emergency Services meetings;

That the John Noble Home is not considered a department of the City or its staff considered City of Brantford staff.

. No Vote – Amendments Follow

Moved by – Councillor Chambers
Seconded by – Councillor Schmitt

That Clause 4 of the recommendation be amended to read “That the reports and accompanying recommendations from the expanded Social Services Committee pertaining to the John Noble Home continue to be considered by both City of Brantford and County of Brant Councils”.

. Carried

Moved by – Councillor Wheat
Seconded by – Councillor Coleman

That the proposed John Noble Home governance model take effect on December 1, 2008, consistent with the annual Committee membership review by both City and County Councils.

. Carried

Moved by – Councillor Wheat
Seconded by – Councillor Coleman

That the proposed John Noble Home governance model be reviewed by both City of Brantford and County of Brant Councils at the completion of one year of operation, with the option to revert back to the current Committee of Management governance model if the proposed model does not prove to be satisfactory.

. Carried

Mayor Eddy then called for a vote on the original resolution, as amended three times:

“That two (2) additional representatives from Brant County Council be added to the Social Services Committee bringing the total number of County representatives to four with City representation remaining at six (including the Mayor), for a total of ten members;

That the composition of the John Noble Home Committee of Management be that of the expanded Social Services Committee;

That Social Services Department Staff be available as required to attend the Social Services Committee and both City and County Council meetings;

That the **reports and accompanying** recommendations from the expanded Social Services Committee pertaining to the John Noble Home continue to be considered by both City of Brantford and County of Brant Councils;

That items pertaining to John Noble Home be considered at the beginning of Social Services Committee meetings much like Ambulance Services issues are considered at the County of Brant Emergency Services meetings;

That the John Noble Home is not considered a department of the City or its staff considered City of Brantford staff;

That the proposed John Noble Home governance model take effect on December 1, 2008, consistent with the annual Committee membership review by both City and County Councils;

And that the proposed John Noble Home governance model be reviewed by both Brantford City and Brant County Councils at the completion of one year of operation, with the option to revert back to the current Committee of Management governance model if the proposed model does not prove to be satisfactory.”

. Carried

OTHER BUSINESS

1. Delegation Request form for the 2008 AMO Conference.
2. Invitation to 2008 Great Lakes and St. Lawrence Cities Initiative Annual Conference from July 16 – 18 in Toronto.
3. Proposed dates for presentation from Ministry of Public Infrastructure representatives on the Places to Grow legislation.

Moved by – Councillor Hodge
Seconded by – Councillor Coleman

That a special meeting of Council be arranged for Thursday, July 3 at 7:00 p.m. at the Council Chambers to received a presentation from representatives of the Ministry of Public Infrastructure Renewal on the Places to Grow legislation.

. Carried

4. Brant County Power Inc. Shareholder Annual Meeting

Moved by – Councillor Hodge
Seconded by – Councillor Gatward

That the Annual Shareholder meeting for Brant County Power Inc. be held at 6:00 p.m. on Monday, June 23, 2008 at a location to be determined.

. Carried

In Camera at 9:55 p.m. to discuss matters of solicitor/client privilege, on motion of Councillors Gatward and Hodge.

This portion of the meeting is recorded in the In Camera – Confidential Brant County Council minutes dated June 17, 2008.

Open Session at 10:35 p.m., on motion of Councillors Coleman and Schmitt.

Brant County Council
June 17, 2008

REQUEST FOR EXTENSION OF DRAFT PLAN APPROVAL – 80 WILLOW STREET

Moved by – Councillor Chambers
Seconded by – Councillor Gatward

That the resolution regarding the request for an extension of draft plan approval for 80 Willow Street, Paris be lifted from the table and considered.

. Carried

Moved by – Councillor Chambers
Seconded by – Councillor Atfield

That the request by Stirling Bridge Ltd. (GWS Developments) for an extension of Draft Plan Approval for the site located at 80 Willow Street, being Lots 39 to 55 and Part Lot 38, West of the Mill Race, Lots 1 to 10 inclusive, West of Elm Street, Part of Elm Street, Part of Mill Race and Lot 1, Block 57, Registered Plan 492 in the geographic Town of Paris, for the development of 39 single detached dwelling units be refused.

. No Motion – Amendment Follows

Moved by – Councillor Chambers
Seconded by – Councillor Hodge

That the resolution be amended to include a clause that Stirling Bridge be advised that the County of Brant will maintain the current sewer and water allocation for this property at a capacity of up to 39 residential units.

. Carried

Mayor Eddy then called for a vote on the motion as amended as follows:

“That the request by Stirling Bridge Ltd. (GWS Developments) for an extension of Draft Plan Approval for the site located at 80 Willow Street, being Lots 39 to 55 and Part Lot 38, West of the Mill Race, Lots 1 to 10 inclusive, West of Elm Street, Part of Elm Street, Part of Mill Race and Lot 1, Block 57, Registered Plan 492 in the geographic Town of Paris, for the development of 39 single detached dwelling units be refused;

And that Stirling Bridge be advised that the County of Brant will maintain the current sewer and water allocation for this property at a capacity of up to 39 residential units.”

. Carried

BY-LAWS

Moved by – Councillor Simons
Seconded by – Councillor Haggart

That the following by-laws be now read a first time:

- By-law Number 114-08 to approve a lease agreement with Meredith L. Ireland for the Ambulance Station located at 38 Charing Cross Street, Brantford.
- By-law Number 115-08 to amend By-law Number 110-01 for property located in Part of Lot 23, Concession 2, geographic Township of Burford to permit a kennel (Vanderende/Sanderson, 466 Third Concession Road).

- By-law Number 116-08 to authorize a Grant Agreement between Her Majesty the Queen in Right of Ontario, as represented by the Minister of Municipal Affairs and Housing, and the County of Brant regarding the purchase of two properties in Newport which have partially subsided into the Grand River embankment.
- By-law Number 117-08 to authorize an Encroachment Agreement with Bryce Wilson and Laura Wilson for lands at 15 Royal Troon Drive, Scotland.
- By-law Number 118-08 to authorize a Development Agreement with Heron Ridge Developments Inc. for property located in Part of Lot 13, Concession 5, geographic Township of South Dumfries, County of Brant (north side of McLean School Road, west of Brant Road).
- By-law Number 119-08 to authorize an agreement between Canada Mortgage and Housing Corporation, the City of Brantford and the County of Brant for funding under the RRAP program for accessibility improvements to an apartment in Bell Lane Terrace.
- By-law Number 120-08 to amend the County of Brant Fees and Charges By-law Number 6-08 (taxi licensing).
- By-law Number 121-08 to prohibit and regulate signs and other advertising devices.
- By-law Number 122 -08 to confirm the proceedings of Council.

. Carried

Moved by – Councillor Simons
Seconded by – Councillor Haggart

That the following by-laws be now read a second time and all clauses and preamble be adopted:

- By-law Number 114-08 to approve a lease agreement with Meredith L. Ireland for the Ambulance Station located at 38 Charing Cross Street, Brantford.
- By-law Number 115-08 to amend By-law Number 110-01 for property located in Part of Lot 23, Concession 2, geographic Township of Burford to permit a kennel (Vanderende/Sanderson, 466 Third Concession Road).
- By-law Number 116-08 to authorize a Grant Agreement between Her Majesty the Queen in Right of Ontario, as represented by the Minister of Municipal Affairs and Housing, and the County of Brant regarding the purchase of two properties in Newport which have partially subsided into the Grand River embankment.
- By-law Number 117-08 to authorize an Encroachment Agreement with Bryce Wilson and Laura Wilson for lands at 15 Royal Troon Drive, Scotland.
- By-law Number 118-08 to authorize a Development Agreement with Heron Ridge Developments Inc. for property located in Part of Lot 13, Concession 5, geographic Township of South Dumfries, County of Brant (north side of McLean School Road, west of Brant Road).
- By-law Number 119-08 to authorize an agreement between Canada Mortgage and Housing Corporation, the City of Brantford and the County of Brant for funding under the RRAP program for accessibility improvements to an apartment in Bell Lane Terrace.
- By-law Number 120-08 to amend the County of Brant Fees and Charges By-law Number 6-08 (taxi licensing).
- By-law Number 121-08 to prohibit and regulate signs and other advertising devices.
- By-law Number 122 -08 to confirm the proceedings of Council.

. Carried

Brant County Council
June 17, 2008

Moved by – Councillor Simons
Seconded by – Councillor Haggart

That the following by-laws be now read a third time, passed, signed and sealed:

- By-law Number 114-08 to approve a lease agreement with Meredith L. Ireland for the Ambulance Station located at 38 Charing Cross Street, Brantford.
- By-law Number 115-08 to amend By-law Number 110-01 for property located in Part of Lot 23, Concession 2, geographic Township of Burford to permit a kennel (Vanderende/Sanderson, 466 Third Concession Road).
- By-law Number 116-08 to authorize a Grant Agreement between Her Majesty the Queen in Right of Ontario, as represented by the Minister of Municipal Affairs and Housing, and the County of Brant regarding the purchase of two properties in Newport which have partially subsided into the Grand River embankment.
- By-law Number 117-08 to authorize an Encroachment Agreement with Bryce Wilson and Laura Wilson for lands at 15 Royal Troon Drive, Scotland.
- By-law Number 118-08 to authorize a Development Agreement with Heron Ridge Developments Inc. for property located in Part of Lot 13, Concession 5, geographic Township of South Dumfries, County of Brant (north side of McLean School Road, west of Brant Road).
- By-law Number 119-08 to authorize an agreement between Canada Mortgage and Housing Corporation, the City of Brantford and the County of Brant for funding under the RRAP program for accessibility improvements to an apartment in Bell Lane Terrace.
- By-law Number 120-08 to amend the County of Brant Fees and Charges By-law Number 6-08 (taxi licensing).
- By-law Number 121-08 to prohibit and regulate signs and other advertising devices.
- By-law Number 122 -08 to confirm the proceedings of Council.

. Carried

NEXT MEETING

The meeting adjourned at 10:45 p.m. to meet again as follows:

- **Monday, June 23 at 7:00 p.m. at the Burford Community Centre re: the Branch Creek Drain**
- **Wednesday, June 25 at 7:00 p.m. at the Airport Community Centre re: the Draft Master Transportation Plan**
- **Tuesday, July 8, 2008 at 7:00 p.m. in the Council Chambers, Paris for the regular meeting.**

Mayor

Date Minutes Approved

Clerk