

COUNTY OF BRANT COUNCIL MINUTES

Council Chambers, Paris
Tuesday, February 3, 2009
7:05 p.m.

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

Staff: Urbanski, Glassford, Johnston, Underwood, Bell, Kozak-Selby 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 February 3, 2009 meeting be approved as distributed.

. Carried

DECLARATION OF PECUNIARY INTEREST

Mayor Eddy declared a pecuniary interest in Recommendation 2 of the January 21 Planning Advisory Committee and By-law Number 15-09, noting that he would be vacating the chair during discussion on these two matters.

DELEGATIONS/PRESENTATIONS/PETITIONS**County of Brant Library Board re: One Book, One Brant.**

Larry Stewart, Chair of the County of Brant Public Library Board, distributed copies of a book by Canadian writer Robert J. Sawyer entitled “rollback”, which is the selection for the 2009 “One Book, One Brant” program. He provided background on Mr. Sawyer, noting that he will be in attendance at the Paris Library on March 1 at 1:30 p.m. to discuss “rollback”.

Mr. Stewart also reported on his attendance at the Ontario Library Annual Conference held in Toronto recently, noting in particular the sessions that he attended related to cultural planning.

Brant R/C Flyers re: Zoning application.

Tom Schofield, President of Brant R/C Flyers, thanked Council for their co-operation in the Brant Flyers recent zoning application and invited them to attend the Dufferin Fields for a flying demonstration.

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Paris Old Town Hall

Deano Wilson Rouse advised that Professor Malcolm Thurlby, York University, has written a paper on the Paris Old Town Hall, which is the earliest and only remaining Gothic Town Hall in Canada.

Ms. Wilson Rouse reported that she has found a purchaser for the Old Town Hall who has placed a condition on the Offer to Purchase requiring an exemption of taxes on the property. She requested that Council consider this request so that the purchase can proceed. Ms. Wilson Rouse provided information on the proposed uses for the building, noting that it could be used as a mid-sized theatre, lecture hall, information centre and home for the Paris Historical Society.

Moved by – Councillor Haggart
Seconded by – Councillor Schmitt

That the request from Deano Wilson Rouse regarding a tax exemption for the Paris Old Town Hall be referred for discussion under “Other Business”.

. Carried

2009 Grants to Agricultural Societies

Howard Snodgrass, Secretary-Treasurer of the Burford Agricultural Society, outlined various reasons for the County to maintain the \$2,500 grant to the Burford and Paris Agricultural Societies for 2009.

Russell Press, Secretary-Treasurer of the Paris Agricultural Society, explained that the grant is used to offset the costs for various community groups that use their facilities.

Moved by – Councillor Coleman
Seconded by – Councillor Atfield

That the presentation by the Burford and Paris Agricultural Societies regarding their 2009 grants be referred to budget deliberations.

. Carried

MINUTES

Moved by – Councillor Simons
Seconded by – Councillor Schmitt

That the minutes of the January 20, 2009 meeting of Brant County Council be adopted, copies having been forwarded to the members prior to the meeting.

.Carried

CONSENT ITEMS

Moved by – Councillor Schmitt
Seconded by – Councillor Hodge

That the following Information Reports be received:

1. Media Release from Fire Department regarding a donation from Invisible Fence and demonstration of oxygen masks for family pets on Tuesday, February 3 at 10:30 a.m. at the Fire Administration Building.

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2. Final Project Update for the County of Brant Transportation Master Plan.
3. Decisions from the January 22, 2009 Committee of Adjustment meeting.
4. SCOR Media Releases – January 19 and 29, 2009.
5. Social Services minutes – January 14, 2009
6. Notification of change in OPP phone number effective March 24, 2009.
7. Notice re: water service interruption for Mount Pleasant water users starting at 11:00 p.m. on Monday, February 9;

And that the following Consent Communications items be received:

1. AMO Member Communications:
 - a. Consultation Period on Waste Diversion Act Review extended to April 1, 2009
 - b. Federal Government announces new infrastructure funding
 - c. Reminder of deadline to respond to proposed AODA Information and Communications Standard
 - d. Federal Budget highlights
 - e. Information on “Diverse City” urban symposium to be held April 6-7 in Brampton.
2. Copy of letter from Norfolk Mayor Dennis Travale to the Ontario Attorney General regarding shortage of Justices of the Peace in the Central West Region.
3. Ontario Good Roads Association:
 - a. Highlights from the Board of Directors
 - b. Alert on 2009 Federal Budget
4. Waste Diversion Ontario/Stewardship Ontario:
 - a. Blue box material commodity markets
 - b. Cheque for \$14,344.08 for third quarter contribution for the municipal blue box recycling program.
5. Ontario Municipal Board:
 - a. Notice that the appeal by King & Benton for the Industrial Plan of Subdivision for Rest Acres Road has been withdrawn.
 - b. Appointment of hearing for Moyer rezoning, Old Onondaga Road, to be held on April 3 at 11 a.m. in the Council Chambers.
6. Information from the Ministry of Citizenship and Immigration on the Newcomer Champion Awards.
7. City of Brantford – Development application for brownfield site at 347 Greenwich Street, Brantford.
8. Chamber of Commerce Brantford-Brant – Member Bulletin.
9. Habitat for Humanity ReStore – Update on 2008 projects.
10. Thank you from Wendy Whynott, Public Works, for Christmas voucher.
11. Minutes of Meetings:
 - a. Long Point Region Conservation Authority – December 3, 2008.
 - b. County of Brant Public Library Board – December 9, 2008
 - c. Brant County Power Inc. – December 10, 2008.
 - d. Brant County Power Services Inc. – December 4, 2008.
 - e. Grand River Conservation Authority – December 12, 2008.
12. Ontario Heritage Trust – Notification of the following awards:

Fred Bemrose	Lieutenant Governor’s Ontario Heritage Award for Lifetime Achievement
Dr. Hank Hedges	Ontario Heritage Trust Certificate of Achievement
Enid Horning	Ontario Heritage Trust Certificate of Achievement
Marion Sheridan	Ontario Heritage Trust Certificate of Achievement

. Carried

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Councillor Wheat presented the following report from the January 27, 2009 meeting of the Parks and Recreation Committee, it being agreed that the recommendations would be dealt with separately:

1. Whereas the County of Brant recognizes that providing opportunities to be physically active contributes to the well-being and health of our community;

And whereas the County of Brant continues to work with Gymnastics Ontario to promote the sport of gymnastics;

Be it hereby resolved that the County of Brant proclaim the week of February 15 – 22, 2009 as “I Love Gymnastics Week”.

2. **(Amended)** Whereas Cemetery staff has received a request from the Paris B.I.A., for assistance with watering the hanging flower baskets and planter boxes placed in the downtown area of Paris;

And whereas staff is available to assist with watering Monday through Friday June 1, 2009 to August 31, 2009;

Be it hereby resolved that County staff assist the Paris B.I.A. with watering of the hanging flower baskets and planter boxes, on a temporary basis, being Monday through Friday from June 1, 2009 to August 31, 2009;

That the estimated cost of \$3,500 for this service be included in the 2009 budget as a donation in kind from the Cemetery Division budget;

~~That the Paris B.I.A. contribute \$1,000 towards the cost of this service;~~

And that in order to determine whether or not it is feasible for the County to continue to provide the Paris B.I.A. with watering assistance, the service be reviewed in advance of the 2010 spring / summer season.

Moved by – Councillor Wheat
Seconded by – Councillor Schmitt

That Recommendation 1 of the Parks and Recreation Committee report from its January 27, 2009 meeting be adopted.

. Carried

Moved by – Councillor Wheat
Seconded by – Councillor Schmitt

That Recommendation 2 of the Parks and Recreation Committee report from its January 27, 2009 meeting be adopted.

. No Vote – Amendment Follows

Moved by – Councillor Haggart
Seconded by – Councillor Atfield

That the clause requiring the Paris B.I.A. to contribute \$1,000 towards the cost of the watering service be deleted from Recommendation 2 of the Parks and Recreation Committee report.

. Carried

Moved by – Councillor Wheat
Seconded by – Councillor Schmitt

That Recommendation 2 of the Parks and Recreation Committee report from its January 27, 2009 meeting be adopted as amended.

. Carried

EMERGENCY SERVICES

Councillor Wheat presented the following report from the January 27, 2009 meeting of the Public Works Committee:

1. Whereas a vacancy exists in Station No. 2 Airport;

Be it hereby resolved that Robert Valade be appointed as the Deputy District Chief at Station No. 2 Airport, for a one-year probationary period.

2. Whereas a vacancy exists in Station No. 6 Onondaga;

Be it hereby resolved that Dean Featherston be appointed as the Deputy District Chief at Station No. 6 Onondaga, for a one-year probationary period.

Moved by – Councillor Wheat
Seconded by – Councillor Schmitt

That the report of the Emergency Services Committee from its January 27, 2009 meeting be adopted.

. Carried

PLANNING ADVISORY

Councillor Schmitt presented the following report from the January 19, 2009 special meeting of the Planning Advisory Committee:

1. That the County of Brant approve Submission F38 for designation of the site to an estate residential designation, as part of the review of the 5 Year Update to the Official Plan.
2. That Submissions H2(a), H2(b) and H2(c) be deferred to February 4, 2009.
3. That given the current Provincial Policy Statement of March 2005, the County of Brant not approve the following requests for estate residential for consideration as part of the review of the 5 Year Update to the Official Plan:
A17, A27(a), A27(b), A28, C4, D2, E1(a), E1(b), E1(c), E1(d), F22, F23, F24, F34, H3(a) & (b), H5, H16 and H18.
4. That as a corrective action, the County of Brant approve Submission A1 for designation of the site to an estate residential designation, as part of the review of the 5 Year Update

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to the Official Plan.

5. That given the current Provincial Policy Statement of March 2005, the County of Brant not approve Submission A13 for estate residential for consideration as part of the review of the 5 Year Update to the Official Plan.
6. That Submissions A14 & H34 be referred to Planning staff, for further review and report.
7. That Submission A17 be referred to Planning staff, for further review and report.
8. That given the current Provincial Policy Statement of March 2005, the County of Brant not approve Submission A18(a) for estate residential for consideration as part of the review of the 5 Year Update to the Official Plan.
9. That given the current Provincial Policy Statement of March 2005, the County of Brant not approve Submission F7 for designation of the site to an estate residential designation for consideration as part of the review of the 5 Year Update to the Official Plan.
10. That Submission F16 be referred to Planning staff, for further review and report.
11. That Submission F42 be referred to Planning staff, for further review and report.
12. That given the current Provincial Policy Statement of March 2005, the County of Brant not approve Submission H8 for designation of the site to an estate residential designation for consideration as part of the review of the 5 Year Update to the Official Plan.

Moved by – Councillor Schmitt
Seconded by – Councillor Wheat

That the report of the Planning Advisory Committee from its January 19, 2009 special meeting be adopted.

. Carried

Councillor Schmitt then presented the following report from the January 21, 2009 meeting of the Planning Advisory Committee, it being agreed that Recommendation 2 would be dealt with separately:

1. That Application ZBA34/08/CB, received from Kyle Gee, owner of River Range Part Lot 63 Plan 99, Part Lots 1 & 2, Part James Street RP 2R5318 Part 1, in the geographic Township of Onondaga, County of Brant, located at 1179 Old Onondaga Road, to rezone the subject lands from Village Residential (VR) and Environmental Protection (EP) to Village Residential (VR), with a special exception to permit an accessory structure of 1728 ft² (160.5 m²) in size and 25 ft (7.6 m) in height whereas a maximum size of 1001 ft² (305.10 m²) and height of 14.76 (4.5 m) are permitted respectively, be approved.
2. That Application ZBA35/08/MD received from R.E.F. Eddy and Janice Eddy, owners of Concession 1, Part Lot 21 RP 2R-1426 Parts 1 & 2, 71 Kitchen School Road, geographic Township of South Dumfries, to rezone the subject lands from Agricultural

- (A) to Agricultural with a special exception (A-9) to prohibit a dwelling unit, be approved.
3. That Application ZBA31/08/SS, received from J.H. Cohoon Engineering Limited, agent for J.M. Bennett and Tina Maycock, owners of land on Part Lot 13 & 14, SHR, Range 1, and Part 5, RP 2R-6407, County of Brant, geographic Township of Brantford, municipally known as 84 McBay Road, to rezone the subject lands from Agricultural to Estate Residential in order to allow the redevelopment of these lands for residential use, be approved.
 4. That Application ZBA32/08/SS, received from J.H. Cohoon Engineering, agent for Alexandra & Piotr Gdyczynski, owners of land on Part Lots 7 & 8, Range 2, EMP, and Part 3, RP 2R-6908, County of Brant, geographic Township of Brantford, and municipally known as 293 Cockshutt Road, to rezone the subject lands from Agricultural to Estate Residential in order to allow the redevelopment of the lands for residential use, be approved.
 5. That Zoning By-law Amendment File No. ZBA28/08 (Brant Flyers R/C Inc.), from Brant Flyers R/C Inc. (applicant), agent Tom Schofield, on behalf of Dufferin Aggregates (registered owner), with respect to lands described as Part of Lot 26, Concession 3, geographically in the Township of South Dumfries, County of Brant, to amend By-law Number 110-01 and to change the present Extractive Industrial (EX) zoning to permit a model aircraft flying centre as a temporary use for a maximum of three (3) years, be approved, subject to the following restrictions:
 - a) Flight activity at model airplane flying club shall be undertaken exclusively by the members of the "Brant Flyers R/C Inc." with flyers being limited to 80 persons at any one time.
 - b) The model airplane flying club shall operate only between April 1st and October 31st.
 - c) The model airplane flying club shall not operate any flights except during the following hours:
 - i. Weekdays: 09:00h to 20:30h (8:30 p.m.) or 30 minutes per to sunset
 - ii. Saturdays: 09:00h to 18:00h (6:00 p.m.)
 - iii. Sundays: 12:00h to 18:00h (6:00 p.m.)
 - iv. Holidays: 10:00h to 18:00h (6:00 p.m.)
 - d) No permanent public address system is permitted.
 - e) Individual flight lengths shall not exceed 20 minutes with a maximum of five (5) models flying at any given time.
 - f) Aircraft that do not comply with the Brant Flyers R/C Inc.'s noise regulations are not permitted.
 - g) No permanent buildings or structures are permitted. Any temporary structures (including sanitary facilities) for regular operations are to be erected and removed to the satisfaction of the County and the Brant County Health Unit, where applicable.
 - h) No parking is permitted on or beside the private laneway and the municipal road. The laneway shall remain clear and free of obstacles that may impede the access of an emergency vehicle.

On-site storage of fuel and oil is not permitted.
 6. That Zoning By-Law Amendment File No. ZBA33/08/SS, received from J.H. Cohoon Engineering Ltd., agent for John and William Sharp, applicants / owners of Part Lot 15, Concessions 4 & 5, County of Brant, in the geographic Township of South Dumfries, located on McLean School Road, to change the zoning by-law regulations on the subject lands to seek relief from the MDS-1 formula to allow residential development with a

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reduced MDS arc, be tabled for one cycle, in an effort to facilitate dialogue regarding Minimum Distance Separation calculations between the applicant and the Sickle family, owners of 361 McLean School Road.

7. That the consideration of the Application for Zoning By-law Amendment File No. ZBA34/07 received from Freeman Planning Solutions, agent for Hopewell Development Inc., owner of Part Lots 43 and 44, Concession 3, in the geographic Township of Brantford, in the County of Brant, being located at 334, 342, 344, 346, 348, 358 and 366 Lynden Road, wherein it is proposed to change the zoning by-law regulations in order to permit a range of industrial uses on the subject lands be approved, subject to an H provision;

And that consideration of the Application for Draft Plan of Subdivision File No. PS2/07 received from Freeman Planning Solutions, agent for Hopewell Development Inc., owner of Part Lots 43 and 44, Concession 3, in the geographic Township of Brantford, in the County of Brant, being located at 334, 342, 344, 346, 348, 358 and 366 Lynden Road wherein it is proposed to redevelop these properties for a wide range of industrial uses by way of plan of subdivision on the subject lands, be approved, subject to satisfactory conditions of draft plan approval being drafted by Planning staff and submitted to and approved by County Council.

Moved by – Councillor Schmitt

Seconded by – Councillor Wheat

That Recommendations 1 and 3 – 7 of the Planning Advisory Committee report from its January 21, 2009 meeting be adopted.

. Carried

Mayor Eddy declared a pecuniary interest in Recommendation 2 and left the table during discussion of this matter.

Moved by – Councillor Haggart

Seconded by – Councillor Hodge

That Councillor Gatward assume the Chair in the absence of the Mayor.

. Carried

Councillor Gatward in the Chair.

Moved by – Councillor Schmitt

Seconded by – Councillor Wheat

That Recommendation 2 of the Planning Advisory Committee from its January 21, 2009 meeting be adopted.

. Carried

Mayor Eddy assumed the Chair.

Councillor Chambers presented the following report from the January 28, 2009 meeting of the Planning Advisory Committee, it being agreed Recommendations 2, 3 and 4 would be dealt with separately:

1. That the Special Planning Advisory Committee meeting scheduled for February 4, 2009, be rescheduled to March 4, 2009.
2. ~~(Removed from the report) That the Application for Official Plan Amendment File No. OPA C07 received from First Urban – Ron Thomson, agent for Welton & Innes C.P. Inc., owner of Part Lots 42 and 43, Concession 2, Part 1 of RP 2R-6745 and Part 1 of RP 2R-6728, in the geographic Township of Brantford, in the County of Brant, being located at 200 & 253 Lynden Road, wherein it is proposed to 1) change the Official Plan land use designation on these properties from Agricultural to Neighbourhood Commercial, Low and Medium Density Residential, and Natural Environment (Flood Prone Area and Steep Slope), and 2) introduce a Special Policy in Section 3.7.4.1 of the Official Plan wherein townhouse will be permissible in the Low Density Residential designation on the subject lands be tabled, until such time as elected County Officials have had an opportunity to discuss the application with the Minister of Municipal Affairs and Housing and the Minister of Energy and Infrastructure.~~
3. ~~(Removed from the report) That the Application for Zoning By-law Amendment File No. ZBA37/07 received from First Urban – Ron Thomson, agent for Welton & Innes C.P. Inc., owner of Part Lots 42 and 43, Concession 2, Part 1 of RP 2R-6745 and Part 1 of RP 2R-6728, in the geographic Township of Brantford, in the County of Brant, being located at 200 & 253 Lynden Road, wherein it is proposed to change the zoning by-law regulations in order to permit a range of neighbourhood commercial as well as low and medium density residential uses on the subject lands be tabled, until such time as elected County Officials have had an opportunity to discuss the application with the Minister of Municipal Affairs and Housing and the Minister of Energy and Infrastructure.~~
4. ~~(Removed from the report) That the Application for Draft Plan of Subdivision File No. PS4/07 received from First Urban – Ron Thomson, agent for Welton & Innes C.P. Inc., owner of Part Lots 42 and 43, Concession 2, Part 1 of RP 2R-6745 and Part 1 of RP 2R-6728, in the geographic Township of Brantford, in the County of Brant, being located at 200 & 253 Lynden Road, wherein it is proposed to redevelop these properties for a range of neighbourhood commercial as well as low and medium density residential uses by way of plan of subdivision on the subject lands be tabled, until such time as elected County Officials have had an opportunity to discuss the application with the Minister of Municipal Affairs and Housing and the Minister of Energy and Infrastructure.~~
5. That Staff Report PA-09-10, County of Brant Heritage Registry, be circulated to the County of Brant Heritage Committee, the County of Brant Historical Societies and the County of Brant Museums, for their respective review and comment;

And that notice of the preparation of the Heritage Registry be advertised to the public, noting that should they so wish, any and all owners of property appearing on the Heritage Registry may contact the Development Services Department for further information;

And that following the receipt of comments from the County of Brant Heritage Committee, the County of Brant Historical Societies, the County of Brant Museums and any interested Heritage property owner, Staff Report PA-09-10 will be resubmitted to the Planning Advisory Committee for review.

Moved by – Councillor Chambers
Seconded by – Councillor Schmitt

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That Recommendations 1 and 5 of the Planning Advisory Committee report from its January 28, 2009 meeting be adopted.

. Carried

Moved by – Councillor Chambers
Seconded by – Councillor Schmitt

That Recommendations 2, 3 and 4 be removed from the Planning Advisory Committee report dated January 28, 2009.

. Carried

POLICE SERVICES BOARD

Councillor Powell presented the following report from the January 21, 2009 meeting of the Police Services Board:

1. Whereas in an effort to enhance efficiencies to the public and members (O.P.P. employees), on February 26, 2009 at 11:00 a.m., the Ontario Provincial Police will commence the use of a Voice over Internet Protocol (VoIP) technology telephone system in the County of Brant O.P.P. detachment;

Be it hereby resolved that the County of Brant Fire Dispatch retain the telephone number 519-442-2241 and that the County of Brant O.P.P. obtain a new telephone number for the new VoIP system.

And further that the County of Brant be responsible for publicizing, communicating, informing and advising citizens of the following:

- the new telephone system for the County of Brant O.P.P.;
- the importance of using 911 in cases of emergency; and
- the new telephone number for the County of Brant O.P.P.

2. That the County of Brant Council review the false alarm by-law and the amount charged for industrial and private sector false alarms.

Moved by – Councillor Powell
Seconded by – Councillor Atfield

That the report of the Police Services Board from its January 21, 2009 meeting be adopted.

. Carried

C.A.O. Mark Urbanski pointed out that the Police Services Board minutes address questions from the last Council meeting regarding the new cost recovery formula and the effect of OPP policing costs in Caledonia on the Brant Police Services budget.

SOUTH DUMFRIES COMMUNITY CENTRE BUILDING COMMITTEE

The South Dumfries Community Centre Building Committee minutes of January 27, 2009 were received as information.

Councillor Wheat presented the following report of the South Dumfries Community Centre Building Committee report from its February 3, 2009 meeting:

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1. Whereas the County of Brant has received a Recommendation for the South Dumfries Community Centre (SDCC) Addition tender award from Group Eight Engineering Limited as per their letter dated January 30, 2009;

Be it hereby resolved that in reliance upon the recommendation from Group Eight Engineering Limited dated January 30, 2009 that the tender for the South Dumfries Community Centre Addition be awarded to Norlon Builders London Limited for the bid price of \$1,967,073.00 (excluding GST);

And be it further resolved that the County of Brant and Norlon Builders London Limited enter into a Canadian Standard Construction Document CCDC-2-1994 Stipulated Price Contract as may be amended by the Supplementary General Conditions within thirty (30) days of the awarding of the contract;

And whereas the County of Brant has budgeted \$2,090,720.00 for the South Dumfries Community Centre Addition of which \$1,872,750.00 was the estimated cost of construction and site development for the project;

And whereas the lowest acceptable tender received was \$1,967,073.00 submitted by Norlon Builders London Limited which is \$94,323.00 above the estimated cost of construction;

And whereas the estimated proceeds from the sale of 5 Main Street, St. George are expected to be greater than originally budgeted based on an opinion of value;

Therefore be it hereby resolved that the budget shortfall be funded from the Property Reserve.

Moved by – Councillor Wheat

Seconded by – Councillor Atfield

That the report of the South Dumfries Community Centre Building Committee from its February 3, 2009 meeting be adopted.

. No Vote – Motion Tabled for consideration later in the meeting

Members of Council referred to a letter from Sierra Construction. It was agreed that the Committee report would be tabled for further consideration following the In Camera Session so that information from the County Solicitor could be addressed.

CORRESPONDENCE

1. Janet Snaith, 22 Church Street, Paris – requesting to be appointed as the County of Brant representative to the Brant Brantford Impaired Driving Committee

Moved by – Councillor Schmitt

Seconded by – Councillor Coleman

That Janet Snaith be appointed as the County of Brant representative to the Brant

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Brantford Impaired Driving Committee for the term ending on November 30, 2010.

. Carried

2. Brantford and Area Sports Hall of Recognition - requesting County representation on Committee

Moved by – Councillor Chambers

Seconded by – Councillor Atfield

That Councillor Wheat be appointed as the County of Brant representative on the Brantford and Area Sports Hall of Recognition.

. Carried

3. City of Brantford – Request to appoint members to the Mutual Planning Advisory Committee

Moved by – Councillor Chambers

Seconded by – Councillor Hodge

That the request from the City of Brantford to appoint members to the Mutual Planning Advisory Committee be referred to staff to provide clarification on the status and requirement for this Committee.

. Carried

4. Letters objecting to the proposed closure of the Onondaga Customer Service Office
from:

- Helen Campbell, 397 McBay Road
- Jim and Carol Ritchie, 188 Mulligan Road

Moved by – Councillor Coleman

Seconded by – Councillor Hodge

That the letters objecting to the proposed closure of the Onondaga Customer Service Office be referred to the 2009 Budget deliberations.

. Carried

5. Letter from James Hitchon, on behalf of the North Powerline Group re: City/County potential boundary adjustment

Moved by – Councillor Coleman

Seconded by – Councillor Hodge

That the letter from James Hitchon, on behalf of the North Powerline Group, regarding the potential City/County boundary adjustment be referred to the County Boundary Negotiations Committee for consideration.

. Carried

6. Letter from Brant Waterways Foundation re: development of the TH&B Trail
Mayor Eddy advised that the County had received a letter from the Brant Waterways Foundation regarding development of the TH&B Trail. This letter is to be considered by the Parks and Recreation Committee at a special meeting to be held on February 17 at 6 p.m. Councillor Wheat encouraged all members of Council to attend that meeting so they are familiar with the proposal being presented by the Brant Waterways Foundation.

RESOLUTIONS

Sustainability Strategy

Moved by – Councillor Chambers
Seconded by – Councillor Hodge

Be it resolved that the CAO, in conjunction with senior administration, bring forward a strategy to ensure the financial/economic viability of the community so that the County of Brant can meet the needs of the present generation without compromising the ability of future generations to meet their own needs;

And further that the CAO be directed to bring a report to Council identifying the broad components of the strategy and seeking approval from Council for the strategic framework, by the end of March, 2009;

And further that upon approval of the framework, the CAO be directed to provide monthly updates to Council with respect to its development and implementation.

. Carried

OTHER BUSINESS

1. Initial information on AMO Conference to be held in Ottawa from August 16 – 29.
2. It was agreed that a Budget meeting would be scheduled for Thursday, February 12 at 7:00 p.m. in the Council Chambers.
3. It was noted that a Special Parks and Recreation Committee meeting has been scheduled for Tuesday, February 17 at 6:00 p.m. regarding the Brant Waterways Foundation proposal for the TH&B Trail.

4. Paris Old Town Hall
In response to a question, Treasurer Don Glassford explained that there is no legislation that allows a municipality to exempt privately-owned property from municipal taxes. However, Council can decide to collect the taxes and then grant or rebate all or a percentage of the taxes. There is also an option to reduce the taxes for a building that has been declared vacant.

Councillor Haggart requested that information be provided to the County on the proposed purchase and uses for the building, written request for tax exemption, etc. so that staff has an opportunity to investigate this matter and prepare a report for

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consideration at the February Corporate Development Committee meeting.

Moved by – Councillor Gatward
Seconded by – Councillor Hodge

That the request from Deano Wilson Rouse for an exemption from property taxes for the proposed purchaser of the Paris Old Town Hall be referred to the Corporate Development Committee for consideration;

And that the proposed purchaser be invited to attend the Corporate Development Committee to provide further information on this request.

. Carried

Moved by – Councillor Haggart
Seconded by – Councillor Simons

That a special meeting of Brant County Council be scheduled for February 9 to consider any recommendations from the Corporate Development Committee meeting that evening regarding the Paris Old Town Hall, if so required.

. Carried

5. Mayor's Remarks

Mayor Eddy referred to an article that had appeared in the Brantford Expositor on Monday, February 2, 2009 entitled "Misguided Dreamers", noting that he resented comments contained in the article. He refuted statements that he had "sneered at rural advocates" and requested that the Expositor reporter substantiate the remarks.

In Camera at 9:40 p.m. to discuss litigation, solicitor-client information and personal matters about an identifiable individual, on motion of Councillors Gatward and Coleman.

This portion of the meeting is recorded in the In Camera – Confidential Brant County Council minutes dated February 3, 2009.

Open Session at 11:10 p.m., on motion of Councillors Coleman and Simons.

SOUTH DUMFRIES COMMUNITY CENTRE BUILDING COMMITTEE

Councillor Wheat presented the following report of the South Dumfries Community Centre Building Committee from its February 3, 2009 meeting:

1. Whereas the County of Brant has received a Recommendation for the South Dumfries Community Centre (SDCC) Addition tender award from Group Eight Engineering Limited as per their letter dated January 30, 2009;

Be it hereby resolved that in reliance upon the recommendation from Group Eight Engineering Limited dated January 30, 2009 that the tender for the South Dumfries Community Centre Addition be awarded to Norlon Builders London Limited for the bid price of \$1,967,073.00 (excluding GST);

And be it further resolved that the County of Brant and Norlon Builders London Limited enter into a Canadian Standard Construction Document CCDC-2-1994 Stipulated Price

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Contract as may be amended by the Supplementary General Conditions within thirty (30) days of the awarding of the contract;

And whereas the County of Brant has budgeted \$2,090,720.00 for the South Dumfries Community Centre Addition of which \$1,872,750.00 was the estimated cost of construction and site development for the project;

And whereas the lowest acceptable tender received was \$1,967,073.00 submitted by Norlon Builders London Limited which is \$94,323.00 above the estimated cost of construction;

And whereas the estimated proceeds from the sale of 5 Main Street, St. George are expected to be greater than originally budgeted based on an opinion of value;

Therefore be it hereby resolved that the budget shortfall be funded from the Property Reserve.

Moved by – Councillor Wheat

Seconded by – Councillor Atfield

That the report of the South Dumfries Community Centre Building Committee from its February 3, 2009 meeting be adopted.

. Carried

In response to questions, Mr. Glassford advised that the budget shortfall for this project will be funded from the Property Reserve until such time as the St. George Service Office is sold.

BY-LAWS

Mayor Eddy declared a pecuniary interest in By-law Number 15-09 and vacated the Chair during the discussion of this matter.

Moved by – Councillor Chambers

Seconded by – Councillor Hodge

That Councillor Wheat assume the Chair in the absence of the Mayor.

. Carried

Councillor Wheat in the Chair.

Moved by – Councillor Gatward

Seconded by – Councillor Schmitt

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

- By-law Number 10-09 to amend Traffic By-law 182-05 to reduce the speed on Mile Hill.
- By-law Number 11-09 to amend By-law Number 110-01 for property located in Part of Lots 13 and 14, Range 1, SHR, geographic Township of Brantford to permit estate residential development with an oversized accessory building (Bennett/Maycock, 84 McBay Road).
- By-law Number 12-09 to amend By-law Number 110-01 for property located in Part of Lot 26, Concession 3, geographic Township of South Dumfries to permit a model aircraft flying centre as a temporary use (Brant R/C Flyers Inc., Watt's Pond Road).

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- By-law Number 13-09 to amend By-law Number 110-01 for property located in Part of Lots 7 and 8, Range 2, EMPR, geographic Township of Brantford to permit estate residential development (Gdyczynski, 293 Cockshutt Road).
- By-law Number 14-09 to amend By-law Number 110-01 for property located in Part of Lots 62 and 63 River Range and Part of Lots 1 and 2 (East of James Street and Part of Lot 7 (South of Brantford Street) and Part of the Unopened Section of James Street, Plan 99, geographic Township of Onondaga to permit an oversized accessory building (Gee, 1179 Highway 54).
- By-law Number 15-09 to amend By-law Number 110-01 for property located in Part of Lot 21, Concession 1, geographic Township of South Dumfries to prohibit the erection of a dwelling unit (Eddy, 71 Kitchen School Road).
- By-law Number 16-09 to confirm the proceedings of Council.

. Carried

Moved by – Councillor Gatward
 Seconded by – Councillor Schmitt

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

- By-law Number 10-09 to amend Traffic By-law 182-05 to reduce the speed on Mile Hill.
- By-law Number 11-09 to amend By-law Number 110-01 for property located in Part of Lots 13 and 14, Range 1, SHR, geographic Township of Brantford to permit estate residential development with an oversized accessory building (Bennett/Maycock, 84 McBay Road).
- By-law Number 12-09 to amend By-law Number 110-01 for property located in Part of Lot 26, Concession 3, geographic Township of South Dumfries to permit a model aircraft flying centre as a temporary use (Brant R/C Flyers Inc., Watt's Pond Road).
- By-law Number 13-09 to amend By-law Number 110-01 for property located in Part of Lots 7 and 8, Range 2, EMPR, geographic Township of Brantford to permit estate residential development (Gdyczynski, 293 Cockshutt Road).
- By-law Number 14-09 to amend By-law Number 110-01 for property located in Part of Lots 62 and 63 River Range and Part of Lots 1 and 2 (East of James Street and Part of Lot 7 (South of Brantford Street) and Part of the Unopened Section of James Street, Plan 99, geographic Township of Onondaga to permit an oversized accessory building (Gee, 1179 Highway 54).
- By-law Number 15-09 to amend By-law Number 110-01 for property located in Part of Lot 21, Concession 1, geographic Township of South Dumfries to prohibit the erection of a dwelling unit (Eddy, 71 Kitchen School Road).
- By-law Number 16-09 to confirm the proceedings of Council.

. Carried

Moved by – Councillor Gatward
 Seconded by – Councillor Schmitt

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

- By-law Number 10-09 to amend Traffic By-law 182-05 to reduce the speed on Mile Hill.
- By-law Number 11-09 to amend By-law Number 110-01 for property located in Part of Lots 13 and 14, Range 1, SHR, geographic Township of Brantford to permit estate residential development with an oversized accessory building (Bennett/Maycock, 84 McBay Road).
- By-law Number 12-09 to amend By-law Number 110-01 for property located in Part of Lot 26, Concession 3, geographic Township of South Dumfries to permit a model aircraft flying

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centre as a temporary use (Brant R/C Flyers Inc., Watt's Pond Road).

- By-law Number 13-09 to amend By-law Number 110-01 for property located in Part of Lots 7 and 8, Range 2, EMPR, geographic Township of Brantford to permit estate residential development (Gdyczynski, 293 Cockshutt Road).
- By-law Number 14-09 to amend By-law Number 110-01 for property located in Part of Lots 62 and 63 River Range and Part of Lots 1 and 2 (East of James Street and Part of Lot 7 (South of Brantford Street) and Part of the Unopened Section of James Street, Plan 99, geographic Township of Onondaga to permit an oversized accessory building (Gee, 1179 Highway 54).
- By-law Number 15-09 to amend By-law Number 110-01 for property located in Part of Lot 21, Concession 1, geographic Township of South Dumfries to prohibit the erection of a dwelling unit (Eddy, 71 Kitchen School Road).
- By-law Number 16-09 to confirm the proceedings of Council.

. Carried

Mayor Eddy assumed the Chair.

NEXT MEETING

The meeting adjourned at 11:20 p.m. to meet again on **Tuesday, February 17, 2009 at 7:00 p.m.** in the Council Chambers.

Mayor

Date Minutes Approved

Clerk