

COUNTY OF BRANT COUNCIL MINUTES

Council Chambers, Paris
Tuesday, July 21, 2009
7:00 p.m.

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

Staff: Glassford, Johnston, Bell, Mifflin, Boissonneault and Carman

Mayor Eddy in the Chair.

MAYOR'S REMARKS

Mayor Eddy introduced M.P. Phil McColeman and his wife Nancy. He thanked M.P. McColeman and M.P.P. Dave Levac, who was unable to attend, for their support of the County through funding from the Building Canada Fund for the Twin Pad Arena Complex Project (\$14.2 million from the Federal and Provincial Governments); the Infrastructure Stimulus Fund for reconstruction of Bishopsgate Road/Simcoe Street (\$4.2 million); and RInC funding for renovations at the Burford Community Centre (\$2 million). Mr. McColeman responded that he is pleased that he was able to advocate on behalf of the County for the various funding programs, and that the Federal and Provincial Governments are able to use these initiatives to stimulate the local economy at this time.

Mayor Eddy and Councillor Wheat, as Chair of the Emergency Services Committee, welcomed Paul Boissonneault as the new County of Brant Fire Chief. Mr. Boissonneault advised that he looks forward to working with Council, the Emergency Services Committee and staff to provide quality fire protection in the County.

APPROVAL OF AGENDA

Moved by – Councillor Hodge
Seconded by – Councillor Coleman

That the Brant County Council agenda and addendum for the July 21, 2009 meeting be approved, with the addition of information on a property negotiations matter during the In Camera session.

. Carried

DELEGATIONS/PRESENTATIONS/PETITIONS**Public Meeting to receive Public Input on Development Charges**

Mayor Eddy declared a public meeting to receive public input on Development Charges in the County of Brant.

Cam Watson, Watson and Associates, explained that the County currently has two development charges by-laws – one for Southwest Paris for roads, water, sewer and certain stormwater management services – and one that covers parks, recreation, library, ambulance,

public works, fire and studies for the entire County, and roads, sewers, water and stormwater management for the entire County, exclusive of Southwest Paris. The Southwest Paris by-law expires on August 1, 2010, and the County-wide by-law expires on September 1, 2009. Council has decided to move forward with two by-laws to replace the current County-wide by-law – one for Paris, exclusive of Southwest Paris, and one for the remainder of the County. The Paris by-law will expire on August 1, 2010 so that it can be reviewed at the same time as the by-law for Southwest Paris.

Mr. Watson briefly reviewed the background study for the County-wide Development Charges, noting that the study must be approved prior to September 1. He outlined some of the components that are included in the Development Charges calculations, including the costs for services that are included in the capital program, the growth forecasts for the next ten years and the methodology for the calculations. Mr. Watson reviewed the capital projects that are included in the hard services program for roads, water, sanitary sewer and selected storm water management. He explained the proposed new development charges for residential and non-residential for both the County and for Paris. He suggested that the County can consider various alternatives to mitigate the proposed increases in development charges, including phasing, freezing current rates, reductions to industrial, etc.

Henry Stolp requested formal status as a interested party on behalf of Riverview Highlands (Paris) and Riverview Highlands (St. George) and requested the same status for Brookfield Homes. He requested that County staff and the consultant meet with interested parties and stakeholders to provide clarification on the information and calculations included in the two Studies. He specifically questioned the capital program as it applies to Mount Pleasant and North Paris, and suggested that some relief of development charges for downtown Paris be considered to promote development in the downtown area. He noted that he supports an equalized Paris-wide development charge. Mr. Stolp questioned the ten-year housing forecast, suggesting that more growth will occur if the required infrastructure is in place. He suggested that Council review alternatives to offset the significant increases that are difficult to accept in the current economic times.

Dave McLeod, Hunter Armstrong and Associates, on behalf of Empire Communities, advised of their concern about the magnitude of the proposed increase in Development Charges. He also noted that the growth forecasts may be in line with the Growth Plan for the Greater Golden Horseshoe, but feels that they are too low because of the opportunities for significant growth in Brant County.

Kevin Fergin, First Vice-President of the Brantford Homebuilders' Association, advised that the Homebuilders' Association is not in favour of the increases proposed in the two Development Charges Studies due to the significant economic impact this will create on the housing industry in the community. He provided statistics on the economic benefits of residential construction, noting that the housing industry is already subject to substantial taxation from all three levels of government, equivalent to 20% of the cost of a new home. Mr. Fergin suggested that basic infrastructure improvements should be paid for by the broad tax base and not funded solely by new home buyers. The proposed increases will have a negative effect on the local housing market, which has already been affected by native land claims, and will further limit economic recovery in our area. He suggested that Council consider other alternatives to development charges, such as debt financing, using the property tax base and user fees. Mr. Fergin pointed out that their main concern is that a larger percentage of the costs should be apportioned to existing users, rather than to growth. He requested a more detailed breakdown of linear infrastructure costs for roads, sanitary sewers and watermains.

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Mr. Fergin advised that The Brantford Homebuilders' Association is requesting a minimum one-year moratorium on any development charge increases, noting that other municipalities in the area have also implemented moratoriums. He noted his concurrence with other presenters with the request for a meeting with staff and the consultant to receive further information and review the cost estimates included in the Studies.

Dara Bowser, Bowser Technical Inc., noted his concern that that the Development Charges Studies do not take into account conservation measures to reduce water usage and wastewater treatment, which would produce surplus capacity more cost effectively than building new capacity. He suggested that a placeholder be put in the Development Charges by-laws to provide a rebate or incentive to developers who build houses that use water-saving devices.

Council also received a letter from Ron Thomson, First Urban, noting their concern with the proposed rate increases, and advising that they will be providing further input on the Studies once their analysis of the recommendations is completed.

Ella Haley suggested that the Development Charges should provide an incentive to developers for infilling by building in brownfields and greyfields. She advised that she would provide County staff with information on a Flint, Michigan case study where steps have been taken to discourage building outside the urban area.

Joe Cohoon, J.H. Cohoon Engineering, advised that he represents several developers in the County. He requested that staff meet with interested parties to provide information on the report and answer questions, and that this meeting be held as quickly as possible because of the time limitations for approval of Development Charges.

Moved by – Councillor Gatward
Seconded by – Councillor Schmitt

That the public input received at this meeting regarding the Development Charges Studies be referred to Cam Watson and County staff for consideration;

And that a meeting be arranged as expeditiously as possible between Cam Watson and County staff with the individuals who have provided input on Development Charges at this meeting.

. Carried

2008 Financial Statements

Cameron Johnston, of Millard, Rouse and Rosebrugh, presented the 2008 Financial Statements. He briefly outlined the Assets, Liabilities, and Fund Balances at the end of 2008, as well as the Consolidated Statement of Operations, the Notes to the Financial Statements and various Schedules. He also reviewed the report to the Corporate Development Committee outlining the Audit Scope and Responsibility and the Management Responsibility, noting that no issues were discovered and the excellent co-operation of County staff during the audit process. Mr. Johnston pointed out that Council will see significant changes in the 2009 Statements as a result of the requirements related to tangible capital assets and full accrual accounting.

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Cobblestone Festival

Rick Toews, Assistant Artistic Coordinator of the Cobblestone Festival, distributed a flyer highlighting the program for the upcoming Cobblestone Festival. He briefly reviewed some of the fundraising events and activities involved with the Festival, noting that 2009 is the Tenth Anniversary for this event. Mr. Toews read a letter from James Binkley, Artistic Co-ordinator for the Cobblestone Festival, requesting that the rental rate of \$1,367.61 for the Syl Apps grounds be deferred to show support for this event and help to reduce the expenses incurred.

Moved by – Councillor Wheat
Seconded by – Councillor Haggart

That a grant to the Cobblestone Festival Committee, in the amount of \$1,367.61, to offset the rental rates for the Syl Apps grounds, be approved.

. Carried

MINUTES

Moved by – Councillor Schmitt
Seconded by – Councillor Powell

That the minutes of the July 7, 2009 meeting of Brant County Council be adopted, copies having been forwarded to the members prior to the meeting.

.Carried

Moved by – Councillor Simons
Seconded by – Councillor Schmitt

That the minutes of the July 14, 2009 In Camera Educational Session meeting of Brant County Council be adopted, copies having been forwarded to the members prior to the meeting.

.Carried

Moved by – Councillor Atfield
Seconded by – Councillor Coleman

That the minutes of the July 15, 2009 special meeting of Brant County Council be adopted, copies having been forwarded to the members prior to the meeting.

.Carried

BUSINESS ARISING FROM THE MINUTES

1. Councillor Atfield expressed his concerns about reoccurring property standard violations for a property on Mechanic Street. It was agreed that the matter of reoccurring violations would be referred to Legal and Enforcement Staff for review.

CONSENT ITEMS

Moved by – Councillor Coleman
Seconded by – Councillor Hodge

That the following Information Reports be received:

1. Notice of amendment to Fees and Charges By-law for Parks and Recreation advertising rates – by-law to be considered at the August 11 Council meeting.

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2. Notice of Public Meeting for the Master Plan for Lions Park, Paris to be held on Thursday, August 6 at 7:00 p.m. in the Council Chambers.

And that the following Consent Communications items be received:

1. AMO Member Communications:
 - a. Planning Act Survey (referred to staff for completion).
 - b. Government Releases Draft Built Environment Standard Under the AODA for Public Review
 - c. Call for applications for the Ontario Transportation Demand Management Municipal Grant Program
 - d. Notice to Members re: AMO Annual General Meeting and By-law Amendment
 - e. Training opportunities available at the 2009 AMO Conference
2. M.P.P. Dave Levac – copies of letters to Premier McGuinty and several Provincial Ministers promoting Brant/Brantford/Six Nations desire to become Green Energy Hub.
3. Ontario Good Roads Association – Highlights from the June 2009 Board of Directors' meeting.
4. Hydro One Community Notice advising that construction activities at the Middleport Transformer Station have been deferred.
5. Ministry of Culture – Information on volunteer pilot of 2009 draft standards and technical guidelines for Archaeological Assessments.
6. Mayor Dennis Travale, Norfolk County – Notification of Norfolk approval of SCOR resolution.
7. Notification from Elgin County of their support for Norfolk resolution encouraging the Province to fund and implement an Alternative Land use Services (ALUS) program in southern Ontario.
8. MPAC Spring/Summer Newsletter and MPAC 2008 Annual Report.
9. Notification from Stewardship Ontario of first quarterly payment under the Municipal Blue Box Recycling program - \$20,658.65
10. Information on the Amberley Gavel Academy CAO Training Program for Excellence in Municipal Leadership.
11. Grand Erie Training and Adjustment Board – Guide to Ability, Skills and Knowledge Assessment Tools, and Profile of Current and Emerging TOP Industry Sectors and Occupations.
12. Chamber of Commerce Brantford-Brant – July Newsletter – Green Energy Hub Initiative.
13. Canadian Nuclear Association – 2009 pocket book on nuclear facts.
14. Crossing All Bridges Learning Centre Inc. newsletter.
15. Minutes of Meetings:
 - a. Paris BIA – June 9, 2009.
 - b. Lake Erie Region Source Protection Committee – June 4, 2009
 - c. Committee of Adjustment – June 25, 2009
 - d. Brant County Power Inc. – June 10, 2009

. Carried

CORPORATE DEVELOPMENT

Councillor Chambers presented the following report from the July 13, 2009 meeting of the Corporate Development Committee:

1. Whereas the report of the Canada Post Corporation Strategic Review (CPCSR) recommends that the current moratorium on post office closures in rural and small towns be replaced with a mechanism involving new rules and procedures, including the ability to replace public post offices with private outlets;

And whereas the report also recommends that rural mailbox delivery be reconsidered;

And whereas these recommendation, if implemented by the federal government, would undermine public postal service and jobs in our community and fundamentally change the nature of Canada Post's retail and delivery network;

And whereas the report proposes that Canada Post's highly inadequate community consultation process be used when closing or "rationalizing" a post office/outlet and that a similar process be used when replacing rural mailbox delivery with delivery to a community box, green box or post office;

Be it hereby resolved that the Council of the County of Brant request the Government of Canada to preserve public postal service and jobs in our community by rejecting the CPCSR recommendations that would:

- a. Put an end to the moratorium on post office closures in rural and small towns and give Canada Post the flexibility to close post offices covered by the current moratorium or convert these public post offices to private outlets;
- b. Cut delivery to rural mailboxes without exploring all options or properly consulting with residents or the representatives of rural delivery workers;

And further that consultation be undertaken with the public, postal unions and other major stakeholders to develop a uniform and democratic process for making fundamental changes to Canada Post's retail and delivery network.

2. That subject to there being no appeals of the zoning by-law amendment, the provisions of Section 50 (3)(c) of the *Planning Act* be utilized in order to dispose of municipal property (approximately 14,412 square metres / 3.56 acres) fronting on Curtis Ave to the PrimaCare Community Family Health Team;

That the Mayor and the Clerk be authorized to sign such documents as are necessary to achieve the conveyance;

That the deed include a requirement that the County of Brant have registered on title the option of having the land returned to the County at no cost to the County should the PrimaCare Community Family Health Team wish to sell the property;

And that construction of the facility must be commenced within 18 months and construction completed within 30 months of the land being conveyed to the PrimaCare Community Family Health Team or upon the County's request, the land will be deeded back to the County of Brant.

3. That clause three of the "Municipal Policy for Representation at Ontario Municipal Board Hearings" wherein legal counsel and consulting planner are to represent the County's interest and assist the Board, be implemented in the matter of reviewing the merits of the Zoning By-law Amendment File No. ZBA25/08 received from IBI Group, agent for 1590361 Ontario Inc., applicant / owner of Lot 1 of Plan 1029, County of Brant, geographic Township of Brantford, located at 22 Airport Road;

And that legal counsel be authorized to utilize additional consulting services as deemed necessary to represent the County's interests in this appeal.

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4. That clause three of the “Municipal Policy for Representation at Ontario Municipal Board Hearings” wherein legal counsel and consulting planner are to represent the County’s interest and assist the Board, be implemented in the matter of reviewing the merits of the Revised Draft Plan of Subdivision PS5/08, Draft Plan of Condominium CDM1/08 and Zoning By-law Amendment ZBA27/08 (Stirling Bridge), geographic Town of Paris, County of Brant, located at 80 Willow Street.

5. Whereas the Police Services Board, at their March 18, 2009 meeting, reviewed complaints received regarding the rates charged to vehicle owners on police ordered tows and recommended that the County of Brant implement a by-law to regulate the Towing Industry;

And whereas at their April 7, 2009 meeting, County Council referred the recommendation to staff for comment and review;

And whereas various options to control the rates charged by Tow Truck operators on police ordered tows have been reviewed with the County Solicitor;

And whereas the County Solicitor has recommended that the best solution is for the Police Services Board to tender for one or more tow truck operators to provide service to the O.P.P.;

Be it hereby resolved that the matter be referred back to the Police Services Board to consider issuing a tender for provision of towing services to the Brant County O.P.P.

6. That the by-law to finalize the requirements of the capping legislation as per Section 330 of the *Municipal Act* be approved.

7. That County staff be directed to discuss with St. George Area Study Group their participation in the Optimization Study and Work Plan for the St. George Water Pollution Control Plant;

And that a report on this matter be prepared for the consideration of the Corporate Development Committee.

8. That the composition of a three-member License Appeal Tribunal to hear licensing appeals pursuant to the County of Brant Business Licensing By-law and the County of Brant Taxi Licensing By-law be three citizen members;

That the Clerk proceed with recruitment and appointment for positions for the County of Brant License Appeal Tribunal;

That the members of the License Appeal Tribunal be paid at a rate of \$100.00 each per meeting and mileage;

And that staff prepare the required by-law and amendments to achieve this purpose.

9. That the Municipal Water Servicing Allocation Policy for the Paris Urban Settlement Area, as attached to Staff Report CD-09-91 be adopted;

That until such time as the Development Charges By-Laws have been revised, there shall be no allocations for servicing outside of the South West Paris Study Area except as outlined in the Municipal Water Servicing Allocation Policy for the Paris Urban Settlement Area;

And that following the Development Charges By-laws review, if it is determined to equalize the charges between South West Paris and the rest of Paris, then the Municipal Water Servicing Allocation Policy for the Paris Urban Settlement Area would apply to the entire Paris Urban Settlement Area.

10. That the Video Surveillance Policy as attached to Staff Report CD-09-89 be adopted;

And that Brant County Council be advised when video surveillance systems are installed at County facilities.

Moved by – Councillor Chambers
Seconded by – Councillor Hodge

That the report of the Corporate Development Committee from its July 13, 2009 meeting be adopted.

.Carried

PUBLIC WORKS

Councillor Coleman presented the following report from the July 14, 2009 meeting of the Public Works Committee:

1. That the remedial work for the Brant Mill Bridge project be referred to budget deliberations.
2. Whereas there are sufficient funds in the approved 2009 Operating and Capital Budgets;

Be it hereby resolved that Tender RDT 08-09 "Concrete Sidewalk" be awarded to J. Franze Concrete Ltd. at a tendered price of \$123,052.50, plus GST.

3. Whereas the County has received a Recommendation for Award from McCormick Rankin Corporation with regard to RDT 2-09 "General Repairs of Structures (Sanderson, May Whiting, Whiting and Van Sickle Bridges)";

And whereas there are sufficient funds in the approved 2009 budget to complete the project;

Be it hereby resolved that in reliance upon the recommendation of McCormick Rankin Corporation, dated June 29, 2009, Tender RDT 2-09 "General Repairs of Structures (Sanderson, May Whiting, Whiting and Van Sickle Bridges)" be awarded to Jarlian Construction Inc. for the tendered price of \$284,152.00, excluding GST.

4. Whereas the scope of work has changed from the original request for proposals for the Grandville Sewage Pumping Station upgrades due to additional analysis time, resolution of previous design reports and increased level of electrical and mechanical design and shop drawing review;

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And whereas the County of Brant has received a request for additional fees from Gamsby and Mannerow Limited in their letter dated May 13, 2009;

And whereas County staff has reviewed the submitted request and believe that this request is reasonable and warranted;

And whereas this project is funded 90% by development charges and there are sufficient funds available;

Be it hereby resolved that the upset limit cost be increased by \$25,020.00 to \$58,770.00.

5. Whereas Waste Diversion Ontario has implemented the Used Tire Plan effective September 1, 2009;

And whereas the management of tires will essentially be at no cost to the County or residents;

And whereas Waste Diversion Ontario will pay the County for tires collected if the County is registered as a "Collector";

And whereas the County accepts tires from County residents and businesses at the waste management facilities;

And whereas the Used Tire Plan contains a requirement that tires be collected at no charge at a municipal facility;

Be it therefore resolved that the County make application to be registered as a "Collector" and revise the Fees and Services By-law 19-09 to remove the charges therein applied to passenger / light truck tires and medium truck tires accepted at the waste management facilities that are covered under the Used Tire Plan, effective September 1, 2009.

6. Whereas CleanHarbors was awarded the 2008 Municipal Household or Special Waste Event (formerly the HHW event);

And whereas they have agreed to hold last year's price;

And whereas CleanHarbors performed extremely well during the 2008 event;

And whereas Stewardship Ontario and the County have an agreement whereby Stewardship Ontario provides funding to offset the costs of holding a Municipal Hazardous or Special Waste Event;

And whereas Stewardship Ontario continues to make changes to the Municipal Hazardous or Special Waste program by introducing more items for funding;

Be it therefore resolved that CleanHarbors be awarded the 2009 Municipal Hazardous or Special Waste Event at the cost of \$7,500, plus disposal fees;

And that the 2009 Municipal Hazardous or Special Waste Event be held on Saturday, October 24, 2009 at the County facility located at 1249 Colborne Street West.

7. Whereas all bids for “RFP 1-09 Consultant Services for Class Environmental Assessment for the Paris By-pass” were rejected by Council, as all bids were in excess of the approved funding in the 2009 Budget;

And whereas the Public Works Committee is desirous of commencing the Paris By-pass Class Environmental Assessment as soon as possible to address concerns regarding traffic volumes through Paris;

Be it hereby resolved that the County initiate a new Request For Proposals for consulting services for Phases 1 and 2 only of the Paris By-pass Class Environmental Assessment;

And that the new Request For Proposals contain provisions to offer Phases 3, 4 and 5 of the Class Environmental Assessment to the successful bidder, with conditions.

8. Whereas RDT 2-09 “General Repair of Structures (Sanderson, May Whiting, Whiting and Van Sickle Bridges)” has been recommended for award;

Be it hereby resolved that a by-law be passed to close:

- McLean School Road (Sanderson Bridge) for 1 week;
- Brant School Road (May Whiting, Whiting Bridges) for 5 weeks; and
- Pauline Johnson Road (Van Sickle Bridge) for 3 weeks;

Between the dates of August 4, 2009 and October 23, 2009.

9. Whereas the County has received a number of complaints about odours in the downtown Paris area;

And whereas staff have completed the investigation and the associated minor remedial work;

And whereas odour complaints may continue to be received by the County as no significant issues were discovered during the investigation;

And whereas staff’s expertise has been exhausted;

Be it hereby resolved that staff be authorized to obtain a work plan for an investigation by a consulting firm with expertise in this area.

10. Whereas at their meeting of June 16, 2009, Council ratified the recommendation of PW-09-58 “Contractor for Construction of Water SCADA System - Phase 2” from the Public Works Committee to grant the Water Division Manager approval to negotiate with Summa Engineering Limited, Mississauga, Ontario for a price to construct Phase 2 of the Water SCADA System;

And whereas negotiations with Summa Engineering Limited have resulted in a price of \$850,000.00, plus GST;

Be it hereby resolved that the County of Brant engage Summa Engineering Limited, Mississauga, Ontario to construct Phase 2 of the Water SCADA System for the negotiated price of \$850,000.00, as described in the July 3, 2009 letter from David Chamberlain, Eramosa Engineering Inc.

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And that the work be funded from provisions in the 2009 Capital Budget which is sufficient to fund this project.

11. That "PW-09-68 – 2009 Surface Treatment / Hot Mix Maintenance Program" be received as information
12. Whereas the property owner of 59-63 Grand River Street North has requested that he be permitted to place decorative pavers set into the sidewalk panels at the three entrances to the building;

And whereas Committee is desirous of considering an enhanced walkway system for the Downtown Paris Core;

Be it hereby resolved that this proposal be accepted as a demonstration site of one potential option to be considered;

And that the property owner be responsible for all costs to purchase and install the brick paver system, the cost to replace the two bays of sidewalk in front of the middle entrance to accommodate the decorative pavers, and the cost to replace all concrete and asphalt removed or damaged by the recent servicing of the property.

13. Whereas the St. George Garden Club has requested permission to install an automated irrigation system at the Joseph Smith Lily Garden on the County's property at 20 Church Avenue, St. George;

And whereas the County is amicable to the request provided that the St. George Garden Club assume responsibility for the installation, operation, maintenance and final disposition of the irrigation system;

Be it hereby resolved that the County of Brant permit the St. George Garden Club to install an automated irrigation system at the Joseph Smith Lily Garden on the County's property at 20 Church Avenue, St. George subject to the satisfaction of the Water Division Manager;

And that the St. George Garden Club confirm their agreement to the terms via a Memorandum of Understanding between the County and the St. George Garden Club that is to the satisfaction of the Water Division Manager.

14. Whereas concerns were submitted regarding vehicle speed limits on various roads within the County of Brant and requests were made that the speed limits be reduced for the following sections of road:
 - King Street North - Elliott Road to 400 metres north of Oakland Road; and
 - Bishopsgate Road - Maple Grove Road to 200 metres south of 13th Concession Road

Be it hereby resolved that the request to reduce the speed limit on King Street North from Elliott Road to 400 metres north of Oakland Road be denied, as King Street North has minimal curvature or hills to obstruct traffic;

That the request to reduce the speed limit on Bishopsgate Road from Maple Grove Road to 200 metres south of 13th Concession Road be denied, as Bishopsgate Road has minimal curvature or hills to obstruct traffic;

And that Brant County O.P.P. be requested to monitor these roads as their resources permit.

15. Whereas concerns were submitted regarding vehicle speed limits on various roads within the County of Brant, and requests were made that the speed limit be reduced for the following section of road:
- Shellard Lane – Pleasant Ridge Road to City of Brantford Limits.

Be it hereby resolved that Speed Limit By-Law Number 182-05, Schedule J, be amended by reducing the speed limit of Shellard Lane between Pleasant Ridge Road and the City of Brantford Limits (900 metres east of Pleasant Ridge Road) from 80 km/hr to 60 km/hr, due to existing curvature in the roadway;

And that Brant County O.P.P. be advised of this change and be requested to monitor the road, as their resources permit.

16. Whereas a request was submitted from Oakland-Scotland School for parking restrictions in front of the school located at 15 Church Street West, Scotland;

Be it hereby resolved that staff be authorized to amend Parking By-law Number 164-01, Stopping Prohibited Anytime - Schedule 2 to include the following locations:

- On the north side of Church Street West from a point 120 metres west of Talbot Street to 120 metres east of Finlay Street; and
- On the south side of Church Street West from a point 120 metres west of Talbot Street to 130 metres east of Finlay Street

And that Brant County O.P.P. and County Legal & By-Law Enforcement Services be advised of these changes.

17. Whereas requests have been received from pedestrians for the implementation of certain traffic control measures regarding motorists speeding on Scenic Drive;

Be it hereby resolved that the request for the implementation of all-way stop signs on Scenic Drive as it intersects with McPherson School Road, Woodland Way and Stoney Brae Drive be denied as all-way stop controls are not currently warranted at these intersections, and as in accordance with the Ontario Traffic Manual, an all-way stop control should not be used as a speed control device;

That "Pedestrians Ahead" signs be installed on Scenic Drive, one east of McPherson School Road for eastbound motorists and one west of Highway 24 (Brant Road) for westbound motorists to advise motorists travelling on Scenic Drive that pedestrians may be in the area;

And that Brant County O.P.P. be advised of this modification and be requested to monitor motorists' behaviour on Scenic Drive as their resources permit.

18. Whereas a request was submitted from the Grand Erie District School Board for the installation of various traffic improvements regarding a proposed student crossing at the intersection of King Edward Street and Irongate Drive in Paris;

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Be it hereby resolved that the request for the implementation of flashing beacons be denied as the guidelines established within the Ontario Traffic Manual for the implementation of "School Zone Maximum Speeds When Flashing" signs have not been met;

And that staff be authorized to conduct a Turning Movement Count in the fall of 2009 to determine if Traffic Control Signals or Pedestrian Signals are warranted at the intersection of King Edward Street and Irongate Drive.

19. Whereas a request was submitted by the Grand Erie District School Board for the installation of a sidewalk on the north side of King Edward Street between Dundas Street and Irongate Drive;

And whereas the installation of a sidewalk on the north side of King Edward Street has been proposed in the new Development Charges Background Study;

And whereas there are insufficient funds in the approved 2009 sidewalk budget to accommodate this request;

And whereas the County currently has a contract for sidewalk installation;

Be it hereby resolved that should the Grand Erie District School Board wish that a sidewalk be installed in advance of the County's schedule, the School Board be advised of the option to front end the installation of the sidewalk, with the possibility of being reimbursed once the funds have been recovered through Development Charges;

And that the Grand Erie District School Board be advised that the County would undertake the design and contract of the sidewalk at the County's cost.

20. Whereas the County has received a Recommendation for Award from K. Smart Associates Limited as per their memo dated July 9, 2009 in regard to "RDT 20-09 Branch Creek Drain 2008";

And whereas the costs for construction are charged out based on the assessment schedule included in the Engineers report;

Be it hereby resolved that in reliance upon the recommendations of K. Smart Associates Limited, Tender RDT 20-09 "Branch Creek Drain 2008"; be awarded to Malcolm Holdings Inc. for the adjusted bid price of \$59,850.35 (plus GST).

21. Whereas a request was submitted on behalf of the organizers of the Rotary Brantford Charity Air Show to install temporary "No Parking" signs along Colborne Street West during the annual event scheduled for Wednesday, September 2, 2009;

Be it hereby resolved that Parking By-law Number 164-01 (Schedule 4 – Parking Prohibited – Certain Days or Times) be amended to prohibit parking on both the north and south sides of Colborne Street West from Rest Acres Road to York Road from 9:00 a.m. on September 2, 2009 until 10:00 a.m. on September 3, 2009.

22. That the traffic signals at the intersection of County Road 18 and Colborne Street East be amended to implement advanced green signals for both north to south traffic on County Road 18 and for east to west traffic on Colborne Street East.

Moved by – Councillor Coleman
Seconded by – Councillor Gatward

That the report of the Public Works Committee from its July 14, 2009 meeting be adopted.

.Carried

Councillor Powell requested that staff review the installation of a paved area on King Edward Street, near Cedar Street, where students will be disembarking from school busses. At the present time, there is only a curb at this location and a larger area would improve the safety for students.

PLANNING ADVISORY

Councillor Schmitt presented the following report from the July 15, 2009 meeting of the Planning Advisory Committee:

1. That application ZBA 22/09/SS from J.H. Cohoon Engineering Ltd., agent for Judy DeLottenville, applicant and owner of 22 Tyson Way, Plan 2M1845, Lot 9, Concession 1, Part Lot 6 and Registered Plan 2R5745, Part 1, County of Brant in the geographic Township of Oakland to rezone the subject lands for Estate Residential Type 1 uses be approved, subject to the following special provision:

ER1-__ (Development Setback)

Notwithstanding any provision of this by-law to the contrary, within any area zoned ER1-__ on Schedule "A" hereto, the rear wall of the principal dwelling shall be located no further than 70 metres from the front property line and no accessory building or structure, including a swimming pool and/or septic system, shall be located further than 70 metres from the front property line. All other requirements of the by-law shall apply (Key Maps 112 & 113).

2. That application ZBA 24/09/SS from Snodgrass Consulting, agent for Prolific Estates Ltd. (Brian Slaman), applicant and owner of 165 Maple Avenue South, Part Lot 4, Concession 11, County of Brant in the geographic Township of Burford to rezone the subject lands to establish village residential uses on a portion of the property be approved.
3. That application ZBA 29/08/SS from J.H. Cohoon Engineering Ltd., agent for Starlite Homes, applicant for Part Lot 6, Concession 3, County of Brant, in the geographic Township of South Dumfries, located on Main Street North and St. George Road to rezone the subject lands from Agricultural (A) to Residential First Density, subject to a holding provision to allow the development of residential and parkland uses by way of Plan of Subdivision be approved;

That application PS 4/08/SS from J.H. Cohoon Engineering Ltd., agent for Starlite Homes, applicant for Part Lot 6, Concession 3, County of Brant, in the geographic Township of South Dumfries, located on Main Street North and St. George Road to develop these lands for residential and parkland uses by way of Plan of Subdivision, consisting of an initial and first stage of 44 lots for single detached dwellings, a municipal public park and a future, vacant development block be approved, subject to conditions of approval;

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And that staff be directed to finalize the Conditions of Approval for Draft Plan of Subdivision PS 4/08/SS, as may be accounted for by Council as per its implementation of the Servicing Capacity – St. George Policy CDC-2009-03, as approved June 16, 2009 for consideration at the August Planning Advisory Committee meeting.

4. That application OPA C09/SS from J.H. Cohoon Engineering Ltd., agent for Glenwood Homes, owner of 20 Tolhurst Avenue, Part Lots 1, 11, 12 & 13, Block D, County of Brant in the geographic Township of South Dumfries, to change the Official Plan land use designation on this property from Low Density Residential to Medium Density Residential to permit a broader range of residential uses, including a 25 unit rowhouse condominium be approved;

That application ZBA 10/09/SS from J.H. Cohoon Engineering Ltd., agent for Glenwood Homes, owner of 20 Tolhurst Avenue, Part Lots 1, 11, 12 & 13, Block D, County of Brant in the geographic Township of South Dumfries, to rezone the subject land from Residential Second Density (R2) to Residential Multiple First Density (R4) to facilitate the development of a Plan of Condominium that consists of 25 rowhouse units be approved;

That application CDM 1/09/SS from J.H. Cohoon Engineering Ltd., agent for Glenwood Homes, owner of 20 Tolhurst Avenue, Part Lots 1, 11, 12 & 13, Block D, County of Brant in the geographic Township of South Dumfries, to redevelop these lands as a Residential Plan of Condominium that consists of 25 rowhouse units be approved, subject to Conditions of Approval;

And that staff be directed to finalize the Conditions of Approval for the Application for Draft Plan of Condominium, CDM 1/09/SS, as may be accounted for by Council as per its implementation of the Servicing Capacity – St. George Policy CDC-2009-03, as approved 06/16/2009 for consideration at the August 2009 Planning Advisory Committee meeting.

5. That Karen McCall be appointed as a member of the Accessibility Advisory Committee for the County of Brant.

Moved by – Councillor Schmitt
Seconded by – Councillor Wheat

That the report of the Planning Advisory Committee from its July 15, 2009 meeting be adopted.

.Carried

TWIN PAD BUILDING

Councillor Coleman presented the following report from the July 21, 2009 meeting of the Twin Pad Building Committee:

1. Whereas the County of Brant has received a recommendation for the Twin Pad Complex construction tender award from Shore Tilbe Irwin and Partners as per their letter dated July 20, 2009;

Be it hereby resolved that in reliance upon the recommendation from Shore Tilbe Irwin and Partners dated July 20, 2009 the tender for the Twin Pad Building Complex be awarded to Aquicon Construction Co. Ltd. for the bid price of \$17,037,950.00 (excluding GST);

And be it further resolved that the County of Brant and Aquicon Construction Co. Ltd. enter into a Canadian Standard Construction Document CCDC-2-2008 Stipulated Price Contract as may be amended by the Supplementary General Conditions within thirty (30) days of the awarding the contract.

2. That the July 24 Twin Pad Complex Groundbreaking Event focus on the ground-breaking aspect, and that fundraising and donor recognition events be the focus of future events.

Moved by – Councillor Coleman
Seconded by – Councillor Schmitt

That the report of the Twin Pad Building Committee from its July 21, 2009 meeting be adopted.

. Carried

In response to a question, Councillor Coleman advised that since the Twin Pad construction tender was lower than the original estimate, the funding from the Federal and Provincial Governments will be reduced accordingly.

STAFF REPORTS

2008 Deficit – Report from Heather Mifflin, Treasurer

Moved by – Councillor Chambers
Seconded by – Councillor Hodge

Whereas the County of Brant ended the year 2008 with a deficit of \$35,347;

And whereas the City of Brantford has identified additional 2008 Provincial Offences Act revenue of \$77,139;

And whereas since the 2008 books are closed, the additional 2008 revenue must be received in 2009;

Be it hereby resolved that the \$35,347 deficit be offset in 2009 by the receipt of the additional 2008 revenue.

. Carried

2010 Budget – Report from Don Glassford, C.A.O.

Mr. Glassford advised that the 2010 budget will be a difficult process, and suggested that there was value to having a dialogue with Council at the beginning of the process in order to develop the 2010 business plan and budget. He suggested that changing the budget process in this manner may eliminate the need for budget review by the individual Standing Committees.

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Moved by – Councillor Wheat

Seconded by – Councillor Hodge

That Council schedule a meeting on August 4 for the purpose of setting priorities for the 2010 budget.

. Carried

CORRESPONDENCE

1. Letters re: noise concerns at the Paris Fairgrounds from:

. Beth McCully, 15 Sharpe Street

b. David & Mary Cochrane, 8 Kathleen Street; Joseph & Rosslyn Doherty, 13 Kathleen Street; and Nicole St. Peter, 25-D Griffiths Drive.

Councillors Haggart and Simons advised that they have received a number of noise complaints from residents regarding the noise from races that are occurring at the Paris Fairgrounds. Councillor Simons advised that a petition is being circulated by residents in North Paris.

Moved by – Councillor Wheat

Seconded by – Councillor Chambers

That the letters from Paris residents regarding noise concerns at the Paris Fairgrounds be received as information.

. No Vote – Amendment Follows

Moved by – Councillor Chambers

Seconded by – Councillor Schmitt

That the resolution be amended by the addition of the clause “and referred to Corporate Development and Development Services staff to review in relation to zoning by-law and noise by-law requirements and other restrictions that may apply”.

. Carried

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

“That the letters from Paris residents regarding noise concerns at the Paris Fairgrounds be received as information and referred to Corporate Development and Development Services staff to review in relation to zoning by-law and noise by-law requirements and other restrictions that may apply.”

. Carried

2. Gordon Stratford, Past Chair, Brant Community Healthcare System Board of Directors - Future of Health Care for the Paris Community

Moved by – Councillor Wheat

Seconded by – Councillor Coleman

That the letter from the Brant Community Healthcare System Board of Directors regarding the future of health care for the Paris Community be received as information.

. Carried

3. James Hitchon, on behalf of the North Powerline Group, clarifying request on City/County Boundary Adjustment

Moved by – Councillor Chambers

Seconded by – Councillor Schmitt

That the letter from James Hitchon, on behalf of the North Powerline Group, clarifying their request for a City/County boundary adjustment be referred to the County Boundary Negotiations Committee for review;

And that the County Boundary Negotiations Committee meet and report back to Council on the status, value and future direction of the Committee.

. Carried

4. Marilyn McCulloch and Mike Sywyk, Springtime in Paris – Notification of clean up of the Nith River bank adjacent to the Paris Cenotaph

Councillor Powell suggested that County staff co-operate with the Springtime In Paris volunteers to provide staff time and equipment as may be requested to assist with the cleanup. It was also suggested that the approval of the Grand River Conservation Authority is required prior to work taking place.

Moved by – Councillor Wheat

Seconded by – Councillor Coleman

That the letter from Springtime in Paris regarding clean-up of the Nith River bank be received as information.

. Carried

RESOLUTIONS

Adoption of SCOR Strategic Management Plan

Moved by – Councillor Hodge

Seconded by – Councillor Chambers

Whereas the South Central Ontario Region (SCOR) is a partnership of the five Counties of Brant, Elgin, Middlesex, Norfolk and Oxford whose mandate is:

1. To pursue a regional approach to economic development thus ensuring the vitality and sustainability of our communities;
2. To harness the region's potential and become a rural economic powerhouse in Ontario and Canada; and,
3. To establish SCOR as a strategic, integrated and globally competitive economic region;

And whereas by working with stakeholders from the region possessing diverse expertise and representing the community, business, non-profit, government and related agencies, SCOR has developed a grassroots strategic management plan to revitalize and diversify the regional economy;

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And whereas with the assistance of the Province of Ontario through the Ontario Ministry of Agriculture, Food, and Rural Affairs, SCOR is moving towards the establishment of a not-for-profit corporation as the preferred vehicle to implement its strategic management plan;

And whereas SCOR is currently seeking the support of the senior levels of government in order to move forward with the implementation of the plan;

Therefore be it resolved that the County of Brant does hereby:

1. Approve the South Central Ontario Region (SCOR) Strategic Management Plan entitled *The Path Forward* and dated June 2009;
2. Approve the incorporation of SCOR as a not-for-profit share capital corporation owned by the five counties of Brant, Elgin, Middlesex, Norfolk & Oxford and managed by a board of directors comprised of representatives from each County with a mandate to implement the SCOR Strategic Management Plan;
3. Direct the Chief Administrative Officer, or designate, to work with the SCOR Administrative Committee to develop the terms and conditions of the new corporation;
4. Approve its continued partnership in the South Central Ontario Region after the June 15, 2010 expiration of the existing Memorandum of Understanding, for a period of approximately three and a half years commencing June 16, 2010 and extending to December 31, 2013; and,
5. Strongly encourage the other four Counties to extend their commitment to this partnership.

. Carried

OTHER BUSINESS

1. Preliminary program for 2009 Ontario West Municipal Conference – November 25 and 26, London. Registration forms to be available in early Fall.
2. Registration form for the Mayors' State of the Community Addresses – Brant Park Inn – Thursday, September 24 at noon.
3. Invitation to Council to attend the Sixth Mayor's Moonlight Gala on Saturday, October 24 at the Brantford Golf and Country Club.
4. It was agreed that Friday, August 14 would be suggested as a proposed meeting date with the Six Nations Council, with Wednesday, August 12 as an alternative date.
5. Councillor Powell requested that County Treasury staff be advised of the comments from the County Auditor regarding their good work and cooperation during the audit process.

In Camera at 9:30 p.m. to discuss property negotiations, potential litigation matters and personal information about identifiable individuals, on motion of Councillors Schmitt and Coleman.

This portion of the meeting is recorded in the In Camera – Confidential Brant County Council minutes dated July 21, 2009.

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

CORPORATE DEVELOPMENT

Moved by – Councillor Chambers
Seconded by – Councillor Hodge

That the In Camera – Confidential report of the Corporate Development Committee from its July 13, 2009 meeting be adopted.

. Carried

BY-LAWS

Moved by – Councillor Gatward
Seconded by – Councillor Hodge

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

- By-law Number 111-09 to approve capital expenditures for the rehabilitation of County Road 16 (Bishopsgate Road and Simcoe Street) at a total estimated cost of \$6,300,000 and for the borrowing of money therefore.
- By-law Number 112-09 to approve capital expenditures for the renovation of the Burford Community Centre at a total estimated cost of \$3,030,181 and for the borrowing of money therefore.
- By-law Number 113-09 to provide for the decrease limits for certain property classes and to provide for the recovery of foregone revenue for certain property classes.
- By-law Number 114-09 to appoint Frances Bell as Deputy Treasurer.
- By-law Number 115-09 to authorize the sale of property being Part Lot 11, Concession 3, shown as Part 7 on Registered Plan 2R-7098, geographic Township of Brantford, to Her Majesty the Queen in the right of the Province of Ontario, represented by the Minister of Transportation.
- By-law Number 116-09 to authorize the temporary closing of McLean School Road between Branchton Road and Sager Road for one week during the period August 4 to October 23, 2009 to complete repairs on the Sanderson Bridge.
- By-law Number 117-09 to authorize the temporary closing of Brant School Road between Colborne Street East and West Harris Road for five weeks during the period August 4 to October 23, 2009 to complete repairs on the May Whiting and Whiting Bridges.
- By-law Number 118-09 to authorize the temporary closing of Pauline Johnson Road between Big Creek Road and Baptist Church Road for three weeks during the period August 4 to October 23, 2009 to complete repairs on the Van Sickle Bridge.
- By-law Number 119-09 to confirm the proceedings of Council.

. Carried

Moved by – Councillor Gatward
Seconded by – Councillor Hodge

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

- By-law Number 111-09 to approve capital expenditures for the rehabilitation of County Road 16 (Bishopsgate Road and Simcoe Street) at a total estimated cost of \$6,300,000 and for the borrowing of money therefore.
- By-law Number 112-09 to approve capital expenditures for the renovation of the Burford Community Centre at a total estimated cost of \$3,030,181 and for the borrowing of money therefore.

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- By-law Number 113-09 to provide for the decrease limits for certain property classes and to provide for the recovery of foregone revenue for certain property classes.
- By-law Number 114-09 to appoint Frances Bell as Deputy Treasurer.
- By-law Number 115-09 to authorize the sale of property being Part Lot 11, Concession 3, shown as Part 7 on Registered Plan 2R-7098, geographic Township of Brantford, to Her Majesty the Queen in the right of the Province of Ontario, represented by the Minister of Transportation.
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- By-law Number 118-09 to authorize the temporary closing of Pauline Johnson Road between Big Creek Road and Baptist Church Road for three weeks during the period August 4 to October 23, 2009 to complete repairs on the Van Sickle Bridge.
- By-law Number 119-09 to confirm the proceedings of Council.

. Carried

Moved by – Councillor Gatward
Seconded by – Councillor Hodge

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

- By-law Number 111-09 to approve capital expenditures for the rehabilitation of County Road 16 (Bishopsgate Road and Simcoe Street) at a total estimated cost of \$6,300,000 and for the borrowing of money therefore.
- By-law Number 112-09 to approve capital expenditures for the renovation of the Burford Community Centre at a total estimated cost of \$3,030,181 and for the borrowing of money therefore.
- By-law Number 113-09 to provide for the decrease limits for certain property classes and to provide for the recovery of foregone revenue for certain property classes.
- By-law Number 114-09 to appoint Frances Bell as Deputy Treasurer.
- By-law Number 115-09 to authorize the sale of property being Part Lot 11, Concession 3, shown as Part 7 on Registered Plan 2R-7098, geographic Township of Brantford, to Her Majesty the Queen in the right of the Province of Ontario, represented by the Minister of Transportation.
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- By-law Number 118-09 to authorize the temporary closing of Pauline Johnson Road between Big Creek Road and Baptist Church Road for three weeks during the period August 4 to October 23, 2009 to complete repairs on the Van Sickle Bridge.
- By-law Number 119-09 to confirm the proceedings of Council.

. Carried

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NEXT MEETING

The meeting adjourned at 10:40 p.m. to meet again on **Tuesday, August 11, 2009 at 7:00 p.m.** in the Council Chambers.

Mayor

Date Minutes Approved

Clerk