

COUNTY OF BRANT COUNCIL MINUTES

Council Chambers, Paris
May 18, 2010
7:05 p.m.

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

Regrets: Councillors Haggart and Hodge

Staff: Glassford, Johnston, Compeau, Bell, A. Davidson and Carman.

Mayor Eddy in the Chair.

APPROVAL OF AGENDA

Moved by – Councillor Coleman
Seconded by – Councillor Simons

That the Brant County Council agenda and addendum for the May 18, 2010 meeting be approved as circulated, with several items of “Other Business”, and consideration of the Green Energy Hub resolution prior to “Reports of Committees”.

. Carried

Mayor Eddy welcomed leaders and members of the First South Brant Scouting group to the meeting.

DELEGATIONS/PRESENTATIONS/PETITIONS**Update on War of 1812 Bicentennial Commemoration**

Zig Misiak and Bill Darfler of the War of 1812 Bicentennial Commemoration Committee provided information on the establishment and mandate of the Committee, comprised of representatives from the City of Brantford, County of Brant, Six Nations and Mississaugas of the New Credit, and outlined some of the activities being considered for this area. These activities will provide tourism and economic benefits to the community, as well as an enhanced opportunity for education on local history. Although funding of \$50,000 has been allocated to Region 7 for War of 1812 celebrations, Mr. Misiak requested that the County consider making a financial contribution towards the costs of local activities. A promotional video regarding the War of 1812 Bicentennial Commemoration was presented for Council’s information.

Green Energy Hub Business Plan

Barry English, President of the Chamber of Commerce Brantford Brant, advised that the Green Energy Hub Task Force, led by the Chamber, includes representatives of the County, City and Six Nations, as well the local power authorities and the three post-secondary institutions. Their vision for the Green Energy Hub is for the City, County, Six Nations and Haldimand County to work together as a region to be recognized internationally as a centre of excellence for renewable energy and sustainable living through promotion and support of this initiative to attract green energy business and industries and the resulting educational

opportunities. Mr. English noted that all of the communities within this region will benefit from new jobs and the ancillary businesses that will develop to support these new developments. He also pointed out that contrary to statements made by other individuals and organizations, the Chamber of Commerce does not have a position on gasification, nuclear or any specific technology.

Mr. English advised that the Green Energy Hub Task Force received funding from the Provincial Communities in Transition Fund to hire a consultant to develop a business plan for the Green Energy Hub. This business plan includes potential funding sources, options for governance structure and a marketing plan that includes national and international trade show opportunities. He requested that the County approve a resolution to support this initiative, noting that Haldimand County and the City of Brantford have already approved resolutions to this effect.

Terry Collins, Chair of Brant County Power Inc., explained that their members were very enthusiastic about the Green Energy Act and the Green Economy Act, noting that Brant County Power will be making an announcement at their upcoming Annual General Meeting on their plans to promote green energy.

Public Meeting – Water and Wastewater Rate Adjustments – June 1, 2010

Mayor Eddy declared a public meeting to receive input on the proposed water and wastewater rate adjustments to be effective June 1, 2010.

David Murray, Paris, expressed his concern that wastewater rates are based on the usage of potable water, even though some of this water, particularly in the summer months, is not processed through the sewage system (car washing, lawn watering, pool filling, etc.) Mr. Murray suggested that there should be different rates during the summer months to account for these types of usage.

Public Meeting – Water and Wastewater Rate Structure Adjustments – January 1, 2011

Mayor Eddy declared a public meeting to receive input on the proposed water and wastewater rate structure adjustments to be effective January 1, 2011. There were no members of the public in attendance to speak to this matter.

REM-TECH Proposal for Oak Park Road and Powerline Road

Cheryl Waldick, Oak Park Road, speaking on behalf of her neighbours, community and children, expressed her concerns with the proposal by Renewable Energy Management Inc. and Entech to build a gasification facility at Oak Park and Powerline Roads, as well as a similar facility that is being built at Six Nations. She requested that Council remove “energy from waste” from the draft Official Plan and that the Green Energy Accord not include “energy from waste, waste to energy, gasification, incineration and nuclear”. Ms. Waldick referred to various sources that have provided information on the REM-TECH proposal, and noted her concern with the negative impacts on the community that would result from this type of waste diversion, including the cost to taxpayers to build and sustain the facility, negative impact to the environment and residents’ health from the residual waste (fly ash and stack emissions) and the amount of natural gas required for the gasification process, which is not sustainable with limited natural resources. She also suggested that this plant would stall the County’s recycling program and detract industries and residents from moving to this area.

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Green Energy Hub

Natalie Edmondson, whose family has lived in the County for many years, questioned the definition of “Green Hub” and how it will be applied for the benefit of the community. She suggested that this should involve clean technology, composting in every backyard and a garbage diversion rate of 100% to tackle the habits of consumption. The Green Hub should promote sustainability and improve the social and ecological quality of life for the residents, and not just be based on the economic benefits. Ms. Edmondson expressed her concern that the Green Hub would include incineration, noting that the Green Energy Act may limit Council's ability to do anything about these types of waste to energy projects in our community

Nuclear Energy

Dr. Ella Haley questioned the proposed resolution before Council to approve participation in the Green Energy Hub, particularly the reference to nuclear energy and the fact that energy generation may include energy from waste (incineration) proposals. She provided information from Greenpeace on the harmful effects of nuclear power. She also noted her concern that the Chamber has no position on gasification, incineration and nuclear energy projects. Dr. Haley questioned the Laurier Brantford and Chamber of Commerce endorsement of the Green Hub, as she has not heard discussion on this at Laurier where she works and has spoken to members of the Chamber who are unaware of the proposal. Dr. Haley suggested that it was premature for Council to join the Green Hub at this time, noting that more dialogue is required with the community. She referred to an article in the May 11 edition of the “Ontario Farmer” regarding municipalities who are concerned about the Provincial approval of wind energy projects, without input from the affected municipalities.

MINUTES

Moved by – Councillor Simons
Seconded by – Councillor Powell

That the minutes of the May 4, 2010 meeting of Brant County Council be adopted, copies having been forwarded to the members prior to the meeting.

.Carried

Moved by – Councillor Powell
Seconded by – Councillor Atfield

That the minutes of the May 12, 2010 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 Powell

That the following Consent Information reports be received:

1. Applications to be heard at the May 27 Committee of Adjustment meeting;

And that the following Consent Communications be received:

1. AMO Member Communications – Watch Files for the weeks of May 6 and 13, 2010.
2. Copy of letter to M.P.P. Dave Levac from Hon. Deb Matthews, Minister of Health and Long-term Care, regarding Provincial 50/50 cost sharing of ambulance services.
3. Hon. Kathleen Wynne, Minister of Transportation re: meeting at ROMA/OGRA Conference.
4. Media release and information on SCOR partnership incorporation.
5. Richard Waddington, Chairman of the Paris Museum and Historical Society – noting disappointment with the County’s direction on the bid for Sacred Heart School.
6. Approval decision from the Ministry of Municipal Affairs and Housing to approve Official Plan Amendment No. 17 for 20 Tolhurst Avenue, St. George to change the designation from “Low Density Residential” to “Medium Density Residential”.
7. Information from the Canadian Wind Energy Association on wind energy initiatives.
8. Copy of letter from Norfolk County Mayor Dennis Travale to the Hon. Chris Bentley supporting the AMO position paper on joint and several liability reform in Ontario.
9. Grand River Conservation Authority – Notice of public meeting in Milverton re: Source Water Protection.
10. Thank you letter from the Paris Lawn Bowling Club for restoration of club house following flood damage.
11. Thank you from the Brant County Branch of the Ontario Genealogical Society for their 2010 grant.
12. Chamber of Commerce Brantford Brant – May “In Touch” newsletter.
13. Information on the Ontario Family Fishing Week – July 3 – 11, 2010.
14. Thank you card for gift from Bob Williams.
15. Minutes of Meetings:
 - a. Lake Erie Region Source Protection Committee – April 1, 2010.
 - a. County of Brant Library Board – April 13, 2010.
 - b. City of Brantford Environmental Policy Advisory Committee – April 8, 2010.
 - c. Brant County Power Services Inc. – January 21 and March 31, 2010.

. Carried

RESOLUTIONS

Green Energy Hub

Councillor Gatward explained she would be removing the word “nuclear” from the original notice of motion presented in the agenda.

Moved by – Councillor Gatward
Seconded by – Councillor Coleman

Whereas energy generation and related industry have been an economic driver in our communities for many years;

And whereas our communities have inherent strengths in this market due to our proximity to energy generation projects, transmission infrastructure capacity and the Greater Golden Horseshoe;

And whereas our communities have been working with energy generation project proponents with respect to wind, solar, natural gas, ~~nuclear~~ and biomass, and other clean and renewable energy generation technologies;

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And whereas each of our communities are positioning ourselves as energy generation hubs that includes generation, related manufacturing and service providers, research and education;

And whereas the Provincial move to alternative green energy provides the opportunity for the creation of both short and long term employment opportunities;

And whereas the creation of energy generation and related industry within our communities will assist in diversifying our tax bases and generate additional revenues;

And whereas several other Ontario communities are currently competing for a share of this emerging marketplace;

And whereas a regional approach to capturing this emerging market greatly increases the regional partners' ability to be successful in this highly competitive economic development sector;

And whereas the partnership will remain open to other political jurisdictions, power authorities and post secondary educational institutions from within the declared regional "Green Energy Hub";

Now therefore be it resolved that Brant County join and work with our neighbouring community partners the City of Brantford, Mississaugas of the New Credit, Norfolk County, Haldimand County and Six Nations of the Grand River, including local power authorities Brant County Power and Brantford Power and all other power authorities in the region, the associated Chambers of Commerce and Mohawk College, Sir Wilfrid Laurier University, Nipissing University and McMaster University to market our collective communities as the "Green Energy Hub" of the Province of Ontario.

.Carried

CORPORATE DEVELOPMENT

Councillor Gatward presented the following report from the May 10, 2010 meeting of the Corporate Development Committee:

1. That the County of Brant approve an exemption from the provisions of County of Brant Noise By-law 185-00, to the Burford Agricultural Society, for the Relay for Life Event, to be held at the Burford Fairgrounds from 7:00 p.m. June 11, 2010 until 7:00 a.m. June 12, 2010.
2. That the County of Brant approve an exemption from the provisions of County of Brant Noise By-law 185-00, to the Burford Lions Club for the Club's annual Fish Fry (Dinner and Dance), to be held on the tennis courts located at 35 Alexander Street, from 5:00 p.m. June 19, 2010 until 1:00 a.m. June 20, 2010.
3. That a by-law be presented to Council to provide for one advance voting day on Saturday, October 16, 2010, and reduced voting hours for certain institutions and retirement homes on Election Day, October 25, 2010.

. That limits for the commercial, industrial and multi-residential property classes be capped at 10% or a minimum of 5% of the previous year's CVA, and the properties that would have received an increase or decrease of \$250 or less be moved directly to CVA tax;

That properties be exempted from the capping calculations if in 2009 they were at CVA tax or the properties crossed over to CVA taxes;

That properties within Section 331 (New Construction) for commercial, industrial and multi-residential property classes be levied at 100% of the uncapped taxes;

And that the by-laws to implement these recommendations be forwarded for Council's consideration.

5. That the following tax ratios be approved:

- Residential - 1.000
- Commercial - 1.915
- Industrial - 2.630
- Multi-Residential – 1.820;

That a tax reduction of 35% for farmland awaiting development, commercial and industrial vacant land and excess land be approved;

That the following tax rates for 2010 be approved:

Property Class	Property Subclass	Tax Rate
Residential		0.00882761
Residential	Farmland awaiting development Phase 1	0.00573800
Multi-residential		0.01606630
Commercial	Full; New Construction	0.01690490
Commercial	Excess land; vacant land	0.01098820
Industrial	Full; New Construction	0.02321662
Industrial	Farmland awaiting development Phase 1	0.00573800
Industrial	Excess land; vacant land	0.01509080
Farmland		0.00220690
Managed Forest		0.00220690
Pipeline		0.01566920

And that the by-laws to implement these recommendations be forwarded for Council's consideration.

6. Whereas to provide structure to the process of satisfying the requirements of the Clean Water Act, the Province has established Source Protection Committees to oversee the work on a regional basis of which the Lake Erie Region Source Protection Committee oversees the work related to the County of Brant's municipal water supply systems;

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And whereas using provincial funding, Golder Associates has been engaged to carry out a Vulnerability Assessment and Issues Evaluation related to the County of Brant's municipal water supply systems of which the work is summarized in the technical report "County of Brant Draft Source Protection Vulnerability Assessment and Issues Evaluation", Golder Associates, May 2010;

And whereas the report has been reviewed by a third party (S.S. Papadopoulos & Associates Inc.), Grand River Conservation Authority staff and County staff and was found to be reasonable;

Be it hereby resolved that Brant County Council receive the technical report "County of Brant Draft Source Protection Vulnerability Assessment and Issues Evaluation", prepared by Golder Associates, May 2010 and authorize submission of the report to the Lake Erie Region Source Protection Committee for the purposes of the Clean Water Act, including preparing the Grand River Source Protection Area Assessment Report and consulting with affected property owners and the public.

7. That Council support the Paris BIA request and provide funding of \$3,000 towards a visioning exercise, to be funded from the Planning and Economic Development budgets should funding not be available from senior levels of government;

That Council support the BIA's application for senior government funding to a maximum of \$6,000.00 to facilitate the visioning exercise and report that is contemplated;

And that Council request that when the Visioning project is completed, the County receive a report from the BIA on the results of the project.

8. Whereas staff has identified a health and safety concern at the Willow Street rescue boat river access upstream of the Paris dam;

Be it hereby resolved that staff be authorized to proceed with the reconstruction of the access as expeditiously as possible;

And that the work be funded from the Fire Capital program.

9. Whereas the Ministry of Transportation's letter dated May 5, 2010 provides an opportunity to partner with the County of Brant regarding improvements to the Highway 24 (Rest Acres Road) / Bethel Road intersection as part of their planned 2011 rehabilitation project;

And whereas the Ministry has agreed to fund certain intersection improvements;

And whereas the County is now the owner of lands in the northwest corner of the intersection and intends to develop these lands as industrial / employment lands;

And whereas preliminary traffic impact studies undertaken by others indicate that left turning lanes will be required and there are cost saving opportunities to install the left turn lanes in conjunction with the Ministry's rehabilitation project;

And whereas the current Development Charges Background Study identified that widening of this portion of Highway 24 will be required;

Be it hereby resolved that the County proceed with the installation of left turn lanes in conjunction with the Ministry of Transportation's Highway 24 rehabilitation project;

And that the Mayor and the Clerk be authorized to sign the necessary agreement.

10. Whereas County staff has reviewed and revised the current Development and Engineering Standards in consultation with the Development Liaison Committee;

Be it hereby resolved that the Development and Engineering Standards be approved, incorporating a revised Section 13, which would permit the planting of trees on County of Brant road allowances.

11. That the request from the Brantford Home Builders Association that asphalt width in private condominium developments remain at 7.5 metres be referred to staff for further consideration.

12. That an Economic Development Advisory Committee be established as an advisory committee to Council for the purpose of advising Council on all matters, issues and policies pertaining to economic development and tourism in the County of Brant;

That the attached Terms of Reference for the operation of the Economic Development Advisory Committee be approved in principle, subject to review by the Clerk;

That the Terms of Reference for the operation of the Economic Development Advisory Committee form Schedule 'A' to the by-law appointing members to the Committee when that by-law is brought forward to Council for adoption;

And that staff proceed with the recruitment process for citizen members to be on the Advisory Committee.

13. That the Council of the County of Brant request representatives on the Six Nations/County of Brant Green Energy Economic Accord Commission to consider adjustments to the Accord to reflect changes to the business plan required due to the lack of Provincial participation in the proposed Green Energy Industrial Park at the interchange of Highway 403 and Rest Acres Road.

14. Whereas previously Council authorized that it would also consider offers to purchase the entire Mount Vernon property;

And whereas recently an offer of purchase and sale was accepted for the portion of the property containing the former administration building;

And whereas at this time it is premature to consider selling the balance of the property which includes the Public Works facilities;

Be it hereby resolved that the clause of the resolution to consider offers to purchase the entire Mount Vernon property be rescinded.

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15. That the following action be taken in the conveyance of County-owned land on Curtis Avenue North, Paris to the PrimaCare Community Family Health Team:
 - a. That Council authorize the County Solicitor to formalize the recommendations in report CD-10-52 "Conveyance of Land to the Family Health Team" into an agreement to be signed between the Primacare Community Family Health Team and the County of Brant;
And that the Mayor and the Clerk be authorized to sign such agreement and such other papers as are necessary to complete the transaction;
 - b. That upon the transfer of ownership of County-owned lands (3.56 acres) on Curtis Avenue to the Primacare Community Family Health Team (Family Health Team), the County of Brant accept the sum of \$75,000 in recognition of the commercial component that is likely to be in the Family Health Team building to be built on the subject property;
 - c. That Council accept a second mortgage for \$225,000.00, which represents the balance of the appraised value of the land to be paid out by the Primacare Family Health Team if the lands are ever transferred or sold to a "for profit" owner;
 - d. That a permit to construct the facility must be issued and construction of the Family Health Team facility must be commenced by March 1, 2011 or upon the County's request, the land will be deeded back to the County without cost to the County;
 - e. That the building must be substantially completed by December 31, 2011. Such date shall be extended by any delay in receipt of funds from the Ministry of Health, event of strike, fire, explosion, flood, act of god, civil insurrection, or act of terrorism or pandemic, plus any period of delay directly caused by such events which are beyond the reasonable control of the Family Health Team and are not caused or contributed to by the fault of the Family Health Team, not to exceed 6 months;
 - f. That prior to the transfer of the deed, Primacare Family Health Team must agree to fund at their sole expense the apportioned cost of the installation of a trunk sanitary sewer along their frontage, together with all connection costs and fees; and
 - g. That Primacare Family Health Team must agree to pay all County legal and survey costs in connection with the land transfer.

Moved by – Councillor Gatward
Seconded by – Councillor Coleman

That the report of the Corporate Development Committee from its May 10, 2010 meeting be adopted.

.Carried

PUBLIC WORKS

Councillor Coleman presented the following report from the May 11, 2010 meeting of the Public Works Committee, it being agreed that Recommendation 6 would be voted on separately:

1. Whereas the County has received a recommendation for award from McCormick Rankin Corporation, in regard to RDT 23-10 "General Repair of Structures (Stewart, Harry Martin, Chapin Train, Sims and Utler Bridges and Rehabilitation of Houlding Bridge Retaining Wall)";

And whereas there are sufficient funds in the approved 2010 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 23-10 "General Repair of Structures (Stewart, Harry Martin, Chapin Train, Sims and Utler Bridges and Rehabilitation of Houlding Bridge Retaining Wall)" be awarded to Finnbilt General Contracting Limited for a tendered price of \$642,735.73, excluding G.S.T.

2. Whereas tender RDT 23-10 "General Repair of Structures (Stewart, Harry Martin, Chapin Train, Sims and Utler Bridges and Rehabilitation of Houlding Bridge Retaining Wall)" has been recommended for award;

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

- Maple Avenue North, from the north to the south leg of Sixth Concession Road for four weeks (Harry Martin Bridge);
- West Quarter Townline Road, from Fourth Concession Road to Fifth Concession Road for four weeks (Stewart Bridge);
- Thirteenth Concession Road, from Middle Townline Road to Arnold Road for three weeks (Utler Bridge);

between the dates of July 5, 2010 and August 31, 2010.

3. Whereas the County has received a recommendation for award from AECOM, in regard to tender RDT 1-10 "Big Creek Road and Pauline Johnson Road Improvements";

And whereas there are insufficient funds in the approved 2010 budget to complete the project;

And whereas tender RDT 23-10 "General Repair of Structures (Stewart, Harry Martin, Chapin Train, Sims and Utler Bridges and Rehabilitation of Houlding Bridge Retaining Wall)" was tendered and closed under the approved 2010 budget;

Be it hereby resolved that \$75,000 be transferred from the River/Fawcett/Old Greenfield Improvements (Houlding Bridge) to augment the Big Creek Road and Pauline Johnson Improvements;

And that in reliance upon the recommendation of AECOM, dated April 29, 2010, tender RDT 1-10 "Big Creek Road and Pauline Johnson Road Improvements" be awarded to Amico Infrastructure (Oxford) Inc. for \$1,173,000.00, excluding G.S.T.

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4. Whereas road closures are needed to complete tender RDT 1-10 "Big Creek Road and Pauline Johnson Road Improvements";

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

- Pauline Johnson Road, from 325m north of Big Creek Road southerly to the County boundary; and
- Big Creek Road, from 700m west of Pauline Johnson Road to 1200m west of Pauline Johnson Road;

between the dates of June 7, 2010 and September 30, 2010, local access to be maintained for residents and emergency vehicles;

And that prior to road closures, notification be distributed to all appropriate agencies, emergency services and local residents. County staff will work closely with affected agencies and residents to minimize any inconvenience.

5. Whereas concerns have arisen that vehicles are not prohibited from stopping on both sides of Keg Lane in the vicinity of the Paris Fairgrounds which causes traffic flow problems during major events at the Paris Fairgrounds;

And whereas the current Parking By-law indicates that the north side of Silver Street is designated "Parking Prohibited Anytime" from Grand River Street North to the former Town of Paris west town limits, and the south side of Silver Street is designated "Parking Prohibited Anytime" from Grand River Street North to the former Town of Paris west town limits with an exception on Sundays;

Be it hereby resolved that staff be authorized to amend Parking By-law Number 164-01 to restrict stopping of vehicles in the area of the Paris Fairgrounds entrances through the following restrictions:

- "No Stopping" on the north side of Keg Lane from the west town limit to 50m west of the middle entrance to the Paris Fairgrounds and 50m either side of the most westerly entrance to the Paris Fairgrounds;
- "No Stopping" on the south side of Keg Lane from 20m east to 50m west of the middle entrance and for 50m on both sides of the most westerly entrance to the Paris Fairgrounds;

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

6. That the County of Brant approve parking restrictions on both sides of Pottruff Road, in the vicinity of the Whiteman's Creek Bridge;

And that the appropriate by-law be prepared for Council's consideration.

7. Whereas the County has received concerns with respect to the layout of the material drop off areas at Biggars Lane Landfill;

And whereas it is desirable to increase the ease of dropping off materials in the waste drop off area and recycling drop off area;

Be it hereby resolved that for the waste drop off area, the ground elevation beneath the 40 yard bins be lowered and a berm be constructed;

That in the recycling drop off area, increased signage be installed to provide clearer direction to site visitors regarding placing of materials on the ground;

All at an estimated cost of \$2,000, to be funded through existing operating budgets.

8. That the request to remove the tree on County of Brant road allowance in front of 120 Grand River Street north be approved;

And that the tree be replaced with an appropriate species for planting in the County of Brant boulevard.

Moved by – Councillor Coleman
Seconded by – Councillor Gatward

That Recommendations 1 – 5, 7 and 8 of the Public Works Committee report from its May 11, 2010 meeting be adopted.

.Carried

Moved by – Councillor Coleman
Seconded by – Councillor Gatward

That Recommendation 6 of the Public Works Committee report from its May 11, 2010 meeting be adopted.

. Carried

TREES CONSERVATION

Councillor Schmitt presented the following report from the May 11, 2010 meeting of the Trees Conservation Committee:

1. That Minor Exception Application 2-10 from Joe Demeulenaere, on behalf of Irene Demeulenaere to remove one acre of trees on property located on Fifth Concession Road (east of Lawrence Road) in Part of Lots 14 and 15, Concession 5, geographic Township of Burford, be approved;

And that the portion of the application to remove a two-acre woodlot on the Demeulenaere property be approved, subject to the approval of the Grand River Conservation Authority.

2. That Minor Exception Application 3-10 from Riverview Highlands (Paris) Holdings to cut 183 trees on 3.5 acres of property located at 158 Willow Street, Paris in Part of Lots 27 and 28, Concession 1, geographic Township of South Dumfries, be approved.

Moved by – Councillor Schmitt
Seconded by – Councillor Coleman

That the report of the Trees Conservation Committee from its May 11, 2010 meeting be adopted.

.Carried

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STAFF REPORTS

St. George Fire and Thunder O Canada 2010 – report from Ken Gaukel, Facilities & Parks Manager.

Moved by – Councillor Wheat
Seconded by – Councillor Schmitt

Whereas the St. George Fire Fighters have held an annual fireworks display for the past 17 years;

And whereas the 2010 show will be titled “Fire and Thunder O Canada 2010” to celebrate Canada’s national day;

Be it hereby resolved that Council grant permission to the St. George Fire and Thunder Committee to hold their 18th annual fireworks display at King William Park, St. George on July 1, 2010 at approximately 10 p.m. (rain date Saturday July 3, 2010).

.Carried

Request for Pre-payment of Development Charges – Nautical Lands Group – report from Fran Bell, Director of Corporate Services

In response to a question, the Director of Corporate Services advised that representatives of the Nautical Lands Group have been in discussion with the Simply Grand Seniors Group regarding building an addition to the main building to accommodate the Seniors Group.

Moved by – Councillor Chambers
Seconded by – Councillor Atfield

That the request to enter into an agreement to prepay the development charges for the redevelopment of the Queen’s Ward school site by Nautical Lands Group be deferred to the June 1, 2010 Council meeting in order to seek legal advice prior to a final decision.

.Carried

INFORMATION REPORTS

Schedule for Brant Sports Complex

Councillor Coleman provided a construction schedule update that indicates that the project will be substantially completed by November 16, 2010. This will require that the Fall ice season start at the Syl Apps Centre and then transfer over to the Brant Sports Complex on its completion.

CORRESPONDENCE

1. Request from Burford Lions Club for refund of \$70.00 fee for a building permit for the tent for their Fish Fry and Elimination Draw

Moved by – Councillor Chambers

Seconded by – Councillor Atfield

Whereas the Burford Lions Club is a not-for-profit community organization;

And whereas the proceeds from the Burford Lions Club Annual Fish Fry and Elimination Draw will be used for projects that will benefit the local community;

And whereas the building permit required is for a temporary tent to be used for Fish Fry event;

Be it hereby resolved that the County of Brant provide a grant of \$70.00 to the Burford Lions Club to offset the cost of the building permit fee for their Annual Fish Fry and Elimination Draw.

. Carried

QUESTIONS

1. Councillor Gatward requested that staff prepare an update on outstanding legal matters.

OTHER BUSINESS

1. Councillor Powell advised that a study being done by Environics for the County of Brant Library shows that the County of Brant's population is 37,054. The Clerk advised that the County utilizes the population figures provided by the Municipal Property Assessment Corporation. An updated population will be provided by MPAC in late July with the 2010 voters' list.
2. Councillor Powell requested information on the County's costs for the recent Ontario Municipal Board hearing regarding 22 Airport Road.
3. Councillor Powell advised the OMB hearing for 20 Tolhurst Avenue, St. George has been rescheduled to August 3 – 6, 2010 at 10:30 a.m.
4. In response to a question, the Director of Corporate Services advised that the former St. George Customer Service office located at 5 Main Street North, St. George is listed for sale, but no offers have been received yet.
5. In response to a question, the C.A.O. advised that the RFP to hire a consulting engineer for the repairs to the Paris Community Pool has been issued.
6. The C.A.O. also advised that work is proceeding on the site plan process for the Zitia development proposed for the south side of Dundas Street East. County staff is currently working on the tender documents for the sanitary sewer work.

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IN CAMERA

Moved by – Councillor Atfield
Seconded by – Councillor Powell

That Council go in camera to discuss litigation matters, property negotiations and Solicitor-Client advice.

. Carried

In Camera at 8:45 p.m.

This portion of the meeting is recorded in the In Camera – Confidential Brant County Council minutes dated May 18, 2010.

Open Session at 9:10 p.m., on motion of Councillors Wheat and Simons.

CORPORATE DEVELOPMENT COMMITTEE

Mayor Eddy advised that the In Camera recommendation of the Corporate Development Committee from its May 10, 2010 meeting regarding property negotiations had been defeated during the In Camera Session.

PUBLIC WORKS COMMITTEE

Moved by – Councillor Coleman
Seconded by – Councillor Gatward

That Recommendation 1 of the In Camera report of the Public Works Committee from its May 11, 2010 meeting be adopted.

.Carried

Moved by – Councillor Coleman
Seconded by – Councillor Simons

Whereas the County of Brant previously entered into a two-year agreement with Cornell Construction to enhance the 2008 and the 2009 Surface Treatment Programs;

And whereas Cornell Construction has offered to extend the unit pricing through to 2010 for an additional 850,000L of emulsion at a unit cost of \$0.86 per litre;

And whereas Section 6.11(h) of the Purchasing Policy allows “any negotiated purchase for \$50,000 or more in value shall be subject to approval from Council following a report being made to the appropriate Standing Committee of Council who will make a recommendation to Council”;

Be it hereby resolved that the agreement with Cornell Construction be extended for a further one-year period to include the 2010 Surface Treatment Program;

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And that staff be directed to reallocate \$350,000 of "Investing in Ontario" funds (not required for the rehabilitation of the Grand River Bridge) to an appropriate Capital Funded Project;

And that \$350,000 of Capital Levy funding be transferred into GL Account 416000-5640-21021 Resurfacing Surface Treated Roads to enhance the 2010 Surface Treatment Program.

. Carried

TREES CONSERVATION

Moved by – Councillor Schmitt
Seconded by – Councillor Coleman

That the In Camera report of the Trees Conservation Committee from its May 11, 2010 meeting be adopted.

. Carried

GILBERT WELLS FENCING

Moved by – Councillor Simons
Seconded by – Councillor Powell

That the Gilbert Wells fencing project, in the total amount of \$250,000, be removed from the 2010 capital budget.

. No Vote – Motion to Defer Follows

In response to questions, the Director of Public Works advised that information on this project was presented to the May 11 Public Works Committee, it being noted that the estimate for the work has been reduced to \$175,000. The fence is being recommended for security reasons.

Moved by – Councillor Chambers
Seconded by – Councillor Atfield

That the resolution regarding the Gilbert Wells fencing project be referred to staff for preparation of a report providing further information.

. Defeated

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

"That the Gilbert Wells fencing project, in the total amount of \$250,000, be removed from the 2010 capital budget."

. Defeated

BY-LAWS

Moved by – Councillor Simons
Seconded by – Councillor Powell

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

- By-law Number 103-10 to adopt optional tools for the purposes of administering limits for the Commercial, Industrial and Multi-Residential property classes.

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- By-law Number 104-10 to adopt optional tools for the purposes of administering limits for eligible properties within the meaning of Section 331 (new construction) for the Commercial, Industrial and Multi-residential property classes.
- By-law Number 105-10 to provide for tax policies for 2010 and to repeal By-law Number 49-09.
- By-law Number 106-10 to provide for the adoption of tax rates and to further provide for penalty and interest in default of payment thereof for 2010.
- By-law Number 107-10 to provide for an advance voting day for the 2010 Municipal Election and to provide for reduced voting hours for certain institutions and retirement homes.
- By-law Number 108-10 to authorize the temporary closing of the intersections of King Edward Street with Hanlon Street, Dundas Street West and Church Street, Paris, for a maximum of five consecutive days for each intersection during the period May 19 to August 31, 2010.
- By-law Number 109-10 to amend Fees and Charges By-law Number 40-10 to amend the water and wastewater rates effective June 1, 2010.
- By-law Number 110-10 to authorize the sale of property being Part of Lot 16, Block F, Plan 81, geographic Township of South Dumfries, located at 39 Beverly Street West, St. George to the St. George Children's Center.
- By-law Number 111-10 to confirm the proceedings of Council.

. Carried

Moved by – Councillor Simons
Seconded by – Councillor Powell

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

- By-law Number 103-10 to adopt optional tools for the purposes of administering limits for the Commercial, Industrial and Multi-Residential property classes.
- By-law Number 104-10 to adopt optional tools for the purposes of administering limits for eligible properties within the meaning of Section 331 (new construction) for the Commercial, Industrial and Multi-residential property classes.
- By-law Number 105-10 to provide for tax policies for 2010 and to repeal By-law Number 49-09.
- By-law Number 106-10 to provide for the adoption of tax rates and to further provide for penalty and interest in default of payment thereof for 2010.
- By-law Number 107-10 to provide for an advance voting day for the 2010 Municipal Election and to provide for reduced voting hours for certain institutions and retirement homes.
- By-law Number 108-10 to authorize the temporary closing of the intersections of King Edward Street with Hanlon Street, Dundas Street West and Church Street, Paris, for a maximum of five consecutive days for each intersection during the period May 19 to August 31, 2010.
- By-law Number 109-10 to amend Fees and Charges By-law Number 40-10 to amend the water and wastewater rates effective June 1, 2010.
- By-law Number 110-10 to authorize the sale of property being Part of Lot 16, Block F, Plan 81, geographic Township of South Dumfries, located at 39 Beverly Street West, St. George to the St. George Children's Center.
- By-law Number 111-10 to confirm the proceedings of Council.

. Carried

Moved by – Councillor Simons
Seconded by – Councillor Powell

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

- By-law Number 103-10 to adopt optional tools for the purposes of administering limits for the Commercial, Industrial and Multi-Residential property classes.
- By-law Number 104-10 to adopt optional tools for the purposes of administering limits for eligible properties within the meaning of Section 331 (new construction) for the Commercial, Industrial and Multi-residential property classes.
- By-law Number 105-10 to provide for tax policies for 2010 and to repeal By-law Number 49-09.
- By-law Number 106-10 to provide for the adoption of tax rates and to further provide for penalty and interest in default of payment thereof for 2010.
- By-law Number 107-10 to provide for an advance voting day for the 2010 Municipal Election and to provide for reduced voting hours for certain institutions and retirement homes.
- By-law Number 108-10 to authorize the temporary closing of the intersections of King Edward Street with Hanlon Street, Dundas Street West and Church Street, Paris, for a maximum of five consecutive days for each intersection during the period May 19 to August 31, 2010.
- By-law Number 109-10 to amend Fees and Charges By-law Number 40-10 to amend the water and wastewater rates effective June 1, 2010.
- By-law Number 110-10 to authorize the sale of property being Part of Lot 16, Block F, Plan 81, geographic Township of South Dumfries, located at 39 Beverly Street West, St. George to the St. George Children's Center.
- By-law Number 111-10 to confirm the proceedings of Council.

. Carried

NEXT MEETING

The meeting adjourned at 9:25 p.m. to meet again on **Tuesday, June 1, 2010 at 7:00 p.m.** in the Council Chambers.

Mayor

Date Minutes Approved

Clerk