

COUNTY OF BRANT COUNCIL MINUTES

Council Chambers, Paris
 July 6, 2010
 7:00 p.m.

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

Staff: Glassford, Johnston, Bell, Kozak-Selby, Boissonneault, Westbrook and Carman.

Mayor Eddy in the Chair.

MAYOR'S REMARKS

Mayor Eddy advised that he had attended the Burford Lions Fish Fry on June 19, and that appreciation had been extended to the County for their contribution towards the cost of the tent for the event. He also noted that he had attended an event at the Pinegrove and Howell Community Hall, and that the Hall Committee is in the process of making renovations to the Hall. Mayor Eddy also extended thanks to the Paris Lions Club, community volunteers and County staff for their participation in the Community Miracles Build Day at Paris Lions Club on June 26.

APPROVAL OF AGENDA

Moved by – Councillor Hodge
 Seconded by – Councillor Wheat

That the Brant County Council agenda and addendum for the July 6, 2010 meeting be approved as circulated, with the following additions:

- information on T-shirts available from Social Club
- traffic lights for Paris high level bridge
- update from Twin Pad Committee

. Carried

DELEGATIONS/PRESENTATIONS/PETITIONS**County of Brant Public Library – 2009 Annual Report**

Larry Stewart, Chair, briefly reviewed the 2009 Annual Report of the County of Brant Public Library, noting in particular the five Library websites that are widely used by the public. He advised that the 2009 Library Financial Statements have not been finalized at this time and will be presented to Council at a later date. Mr. Stewart acknowledged the work of the Library Board members, the support of Council, the involvement of volunteers, and the work done by Library staff.

Paving of TH&B Rail Trail

Rachel Zuidervliet thanked Council for the development of the TH&B trail from Burtch Road to Jenkins Road, noting that she has received many positive comments about this trail. She requested that Council utilize the \$300,000 remaining federal and provincial grant monies to pave this section of the trail. The trail would then be easier for children and seniors to use

and would accommodate additional uses, such as rollerblading and wheelchairs. Ms. Zuidervliet pointed out that paving this trail would promote inexpensive recreational activities, tourism, health benefits and educational opportunities.

Update on Public Access Defibrillator (PAD) Program

Fire Chief Paul Boissonneault, Public Access Defibrillator (PAD) Co-ordinator for the County of Brant, provided an overview of the PAD program in the County, noting various locations throughout the municipality where the automatic defibrillators are located. He provided instructions on the use of an Automatic External Defibrillator and advised that Bill 41, which has passed second reading, requires that all basic public locations have defibrillators available. The Fire Chief noted that the County has been proactive in installing defibrillators in several County facilities and has trained over 200 employees in the use of AED's. He is currently involved with the local School Boards to initiate the PAD program in the schools.

Mayor Eddy highlighted the involvement of individual fire departments in the initial promotion and fundraising for defibrillators, it being noted that the funding now comes from the Heart and Stroke Foundation. Fire Chief Boissonneault advised that although the use of the AED units is self-explanatory so that they can be used without training, community training sessions will be scheduled for the future so that people will feel more confident in their use.

In response to appreciation expressed for the recent rescue of a resident from a well, Fire Chief Boissonneault commended the training, proficiency and professionalism of the Burford and Paris volunteer firemen, police, ambulance, air ambulance and Brant County Power in their successful efforts to rescue the resident. Members of Council thanked the Fire Chief for his leadership in the provision of outstanding fire services to the residents of Brant County.

MINUTES

Moved by – Councillor Simons
Seconded by – Councillor Powell

That the minutes of the June 14, 2010 In Camera 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 Powell

That the minutes of the June 15, 2010 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. Request for Funding for Grand River Council on Aging – Dan Temprile, General Manager of Public Health, Safety and Social Services for the City of Brantford, has advised that the request for funding of \$11,000 from the City would be paid 100% by the City, and would not be cost-shared with the County.

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CONSENT ITEMS

Moved by – Councillor Atfield
Seconded by – Councillor Powell

That the Council of the County of Brant confirm approval for the Canadian Forces Snowbirds Team to fly over the County of Brant on Tuesday, August 31 and Wednesday, September 1, 2010 as part of the Rotary Brantford Charity Air Show, provided the Snowbirds abide by all Air Regulations applicable for this activity at less than 1,000 feet above ground level.

. Carried

Moved by – Councillor Coleman
Seconded by – Councillor Gatward

That the following Consent Information reports be received:

1. Decisions from the June 25 Committee of Adjustment meeting.
2. Applications to be heard at the July 22 Committee of Adjustment meeting.
3. Minutes of the June 16, 2010 Police Services Board meeting;

And that the following Consent Communications be received:

1. AMO Watch Files for June 17, 24 and 30, 2010.
2. Hon. Kathleen Wynne, Minister of Transportation re: Integrated Regional Transportation Initiative.
3. Julian Fantino, Commissioner, Ontario Provincial Police – notification that reconciliation of policing costs will now take place on a semi-annual basis.
4. Ontario Municipal Board:
 - Memorandum of oral decision re: appeal of Hopewell Development proposed Plan of Subdivision and related provisions of Brantford-Brant Annexation Act.
 - Decision and partial order in the appeal of the zoning and site plan for 22 Airport Road.
5. News Release from the Canadian Food Inspection Agency re: confirmation of Emerald Ash Borer in the City of Brantford (**It was noted that arrangements have been made for a presentation to County Council on this matter at the July 20 meeting**).
6. LHIN Health Care Updates:
 - Long-term Care Homes and Community Health Centres with access to telemedicine
 - Falls Prevention Strategy for Seniors
 - Notification of retirement of CEO Pat Mandy effective September 3, 2010
 - Notice of appointment of Helen Mulligan to the LHIN Board.
7. Media Release from Brant Community Healthcare System re: new CT scanner at Brantford General Hospital.
8. Notice of City of Hamilton Watercourse Erosion Assessment Study Public Information Centre 2.
9. Communities in Bloom magazine – May 2010.
10. College of Physicians and Surgeons of Ontario – June newsletter.
11. Child Witness Centre – Spring newsletter.
12. Minutes of Meetings:
 - Brant County Board of Health – May 19, 2010
 - Committee of Adjustment – May 27, 2010.
 - Grand River Notification Agreement Annual Meeting – June 17, 2010.
 - Grand River Conservation Authority – May 28 and June 10, 2010

13. News release from the Grand River Conservation Authority re: Source Water Protection public meeting to be held on Tuesday, July 13 at the Paris Fairgrounds. **Councillor Haggart encouraged all members of Council to attend this meeting.**

. Carried

Moved by – Councillor Schmitt
Seconded by – Councillor Hodge

That correspondence from the Ministry of the Environment providing notification of the regulation to support the development and implementation of source protection plans under the Clean Water Act, 2006 be referred to Public Works staff.

. Carried

Moved by – Councillor Haggart
Seconded by – Councillor Hodge

That the resolution from the City of Brantford supporting participation in the Green Energy Hub be referred to the Green Energy Accord Committee.

. Carried

Moved by – Councillor Chambers
Seconded by – Councillor Coleman

That a letter of congratulations be sent to Helen Mulligan on her well-deserved appointment to the Hamilton Niagara Haldimand Brant Local Health Integration Network.

. Carried

PLANNING ADVISORY

Councillor Schmitt presented the following report from the June 16, 2010 meeting of the Planning Advisory Committee:

1. That application ZBA 22/10/MD from J.H. Cohoon Engineering Ltd., agent for Gedco Excavating Ltd. applicant for 950 Colborne Street West, Part Lot 15, Concession 5, R.P. 2R-6018, Parts 1 & 3, County of Brant in the geographic Township of Brantford to amend the current Highway Commercial zoning to permit a contractor's yard and shop while also permitting the storage of equipment and materials associated with a contracting business be approved.
2. That application ZBA 26/10/MD from John & Nadine Ilett, agents for Ilett's Equipment, applicant and owner of 239 Governors Road East, Gore Concession, Part Lot 9, County of Brant in the geographic Township of South Dumfries to amend the current Rural Commercial with a special exception zoning to permit a dog kennel for up to 40 dogs and employing not more than 5 hired staff not residing on the subject lands be approved, subject to the following condition:
 - i. That the applicant applies for and receives a septic permit to the satisfaction of the Building Division.

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Moved by – Councillor Schmitt
Seconded by – Councillor Coleman

That the report of the Planning Advisory Committee from its June 16, 2010 meeting be adopted.

.Carried

PARKS AND RECREATION

Councillor Wheat presented the following report from the June 22, 2010 meeting of the Parks and Recreation Committee, it being agreed that Recommendation 1 would be dealt with separately:

1. **(Amended)** That the following recommendation of the Brantford-Oakland-Onondaga Parks and Recreation Advisory Committee report dated May 27, 2010 be approved:

“That the T.H.&B. trail be paved from Burtch Road to Jenkins Road to provide maximum public usage;

And that the costs for this project be funded by the Brant Waterways Foundation.

2. That the recommendation of the Cemetery Advisory Committee with respect to retaining a 7.98 acre parcel of land for future cemetery use be referred back to staff in Cemetery, Building, Planning and Public Works departments for comment.
3. Whereas during the 2010 budget process, Council allocated \$15,000 for design services for a Skate Park in Paris;

And whereas the Paris Optimist Club has secured funding from the Ontario Trillium Foundation, monetary donations and donations in kind for completion of Phase One of the project;

Be it hereby resolved that staff prepare the necessary documents to proceed with a request for proposal for design services to coordinate all phases of the park;

That the following evaluation criteria be used for assessing the design firms for the design of the skateboard park:

Overall proposal presentation	5%
Understanding of the project scope and the tasks to be performed	20%
Proven experience on projects of similar size and complexity	20%
Project team qualifications and experience	20%
Detailed work schedule and compliance	10%
Fee Proposal	<u>25%</u>
Total	100%

And that the Paris Optimist Club and the Brant County Skate Park Facilities Committee work together to contribute further financial assistance and be designated as the lead organizations on further funding sources for the final phase of the project.

4. Whereas Council approved the design component of the addition and renovations to the Cainsville Fire Hall in the 2009 capital budget and the design of the new Mt. Pleasant Fire Hall as part of the 2010 capital budget;

And whereas Council approved an estimated cost of \$157,000;

And whereas the County Fire Department has proposed in future years to replace the Onondaga Fire Hall and to renovate and provide additions to the Scotland and Airport Fire Halls;

Be it hereby resolved that staff prepare the necessary documents to proceed with a Request for Proposal for Architectural services to coordinate all phases of design development, contract documents and tendering, contract administration and construction management for provision of services to the County of Brant Fire Department;

And that the following evaluation criteria be used for assessing the architectural firm submissions for the Design, Contract Administration and Construction for County of Brant fire halls:

Company Profile	10 %
Approach and Methodology	10 %
Experience and References	20 %
Team Structure/Staff Qualifications	20 %
Cost Proposal	<u>40 %</u>
Total	100 %

5. Whereas the flat roof at Syl Apps Community Centre is leaking and beyond repair;

And whereas the wooden roof above the main floor needs to be re-shingled;

Be it hereby resolved that staff be permitted to prepare tender documents for the replacement of both the flat and wooden roofs at the Syl Apps Community Centre;

And that replacement with a steel roof be considered as an option.

Moved by – Councillor Wheat
Seconded by – Councillor Atfield

That Recommendations 2 – 5 of the Parks and Recreation Committee report from its June 22, 2010 meeting be adopted.

.Carried

Members of Council discussed the advantages and disadvantages of paving of the TH&B trail from Burtch Road to Jenkins Road. In response to questions, it was noted that the costs for the paving would be funded by the Brant Waterways Foundation from grant monies received for the development of this trail. It was agreed that Recommendation 1 would be amended to clarify the source of funding for this project.

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Moved by – Councillor Wheat
Seconded by – Councillor Atfield

That Recommendation 1 of the Parks and Recreation Committee report from its June 22, 2010 meeting be adopted, as amended.

	<u>Recorded Vote</u>	
	<u>Yes</u>	<u>No</u>
Councillor Coleman		1
Councillor Gatward	1	
Mayor Eddy	1	
Councillor Wheat	1	
Councillor Schmitt	1	
Councillor Simons	1	
Councillor Haggart	1	
Councillor Powell	1	
Councillor Atfield	1	
Councillor Chambers	1	
Councillor Hodge	1	
. Carried	<u>10</u>	<u>1</u>

BURFORD COMMUNITY CENTRE BUILDING

Councillor Hodge presented the following report of the Burford Community Centre Building Committee from its July 5, 2010 meeting:

1. That the County of Brant accept the revised quotation from Lanca Construction for the installation of a barrier-free lift at the Burford Community Centre at a cost of \$113,411.90, plus H.S.T.

Moved by – Councillor Hodge
Seconded by – Councillor Chambers

That the report of the Burford Community Centre Building Committee from its July 5, 2010 meeting be adopted.

. Carried

SYL APPS COMMUNITY CENTRE REPOSITIONING

Councillor Simons noted a concern with wording in the minutes regarding revenue/operating costs for proposed uses for Syl Apps Community Centre.

Moved by – Councillor Haggart
Seconded by – Councillor Simons

That the June 17, 2010 minutes of the Syl Apps Community Centre Repositioning Committee be referred to the next meeting of the Committee for correction of wording in Paragraph 2 of Page 2.

. Carried

TWIN PAD

Councillor Coleman advised that a meeting of the Committee had been held earlier this evening. The Grand Opening of the Brant Sports Complex will be held on Sunday, November 28 at 1 p.m. It is anticipated that ice rentals will start in early December.

STAFF REPORTS

Revised Area-Specific Development Charge Rates – report from Fran Bell, Director of Corporate Services

Moved by – Councillor Chambers
Seconded by – Councillor Coleman

That the revised Development Charge Rates for the Southwest Paris Urban Settlement Area, as provided in the 2010 Development Charges Background Study be approved and implemented August 1, 2010;

And further that the revised Development Charge Rates for the Paris Urban Settlement Area, excluding South-west Paris, as provided in the 2010 Development Charge Background Study be approved and implemented effective August 1, 2010;

And further that pursuant to Section 12(3) of the Development Charges Act, 1997, the Council for the County of Brant has determined that further public meetings are not necessary for the proposed Development Charges By-laws;

And further that two By-laws to give effect to the recommendations contained in this report, and to implement the revised development charge rates, for the Southwest Paris Urban Settlement Area Development Charge and the Paris Urban Settlement Area (excluding South-west Paris) be presented for consideration by Council on July 20, 2010.

. Carried Unanimously

Workplace Violence and Workplace Harassment Procedures – report from Cindy Stevenson, HR Advisor

Moved by – Councillor Gatward
Seconded by – Councillor Powell

Whereas Bill 168, Workplace Violence and Harassment, amended the *Occupational Health and Safety Act* effective June 15, 2010;

And whereas the Council of the County of Brant approved the Corporate Health and Safety Policy as amended, to include references to workplace violence and harassment;

And whereas the Occupational Health and Safety Act requires each employer to develop and approve a program on prevention and handling workplace violence and harassment;

Be it hereby resolved that the Council of the County of Brant approve the attached Workplace Harassment and Prevention of Violence in the Workplace procedures.

. Carried

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CORRESPONDENCE

1. Letters in support of hard surfacing the TH&B Rail Trail from Burtch Road to Jenkins Road from:
 - Henry Stolp, President, Brant Waterways Foundation
 - Marion Stratford, Oakland
 - Bill and Carole Thomson, Jenkins Road
 - Barb Walsworth, President, Shellard Neighbourhood Association
 - Sarah Kraeker, Woodstock.

2. James Hitchon, on behalf of Kulmatycky and Zavarella, advising of installation of signage on private property in Nith Peninsula to eliminate public access. It was noted that Parks and Recreation staff are working on a licence agreement for that portion of trail from Lions Park to the new footbridge.

Moved by – Councillor Haggart
Seconded by – Councillor Schmitt

That County staff investigate the liability factors and costs involved in extending the proposed licence agreement for the trail from Lions Park to the new footbridge, to include all trails on private property in the Nith Peninsula area.

. Carried

3. Deborah Andre, President, St. George Citizens Association, re: sale of the Old School, St. George.

Moved by – Councillor Coleman
Seconded by – Councillor Chambers

That Mayor Eddy and Councillors Schmitt and Wheat meet with the Director of Corporate Services to prepare a response to Deborah Andre outlining the County's process for the sale of the St. George Old School.

. Carried

4. Doug Starr, Executive V.P., Renewable Energy Management Inc. (REM), re: changes to REM website.

Councillor Haggart advised that he had contacted REM with his concern that their website indicated that members of Council were in support of their waste-to-energy proposal. The letter from Mr. Starr was received as information.

RESOLUTIONS

Congratulations – Adam Henrique

Moved by – Councillor Chambers
Seconded by – Councillor Gatward

That the Council of the County of Brant extend congratulations to Adam Henrique on his accomplishments as a member of the Windsor Spitfires who recently won the Memorial Cup, and for his efforts as an excellent ambassador for our community.

. Carried

OTHER BUSINESS

1. Councillor Atfield advised that the County of Brant Social Club has coloured T-shirts for sale for \$8.00.
2. In response to a concern, the Clerk advised that the requirement to stand at Council meetings when speaking would be addressed in the procedural report being considered by the Corporate Development Committee at their July 12 meeting.
3. Councillor Atfield expressed his concern about the proposal to install traffic lights at Willow Street and Dundas Street East because of the detrimental effect this may have on the lifespan of the bridge.

Moved by – Councillor Atfield
Seconded by – Councillor Wheat

That the proposal to install traffic lights at the intersection of Willow Street and Dundas Street East be referred to Public Works for review.

. Carried

It was suggested that the Fire Department should also be requested to provide input on the installation of these traffic lights.

IN CAMERA

Moved by – Councillor Powell
Seconded by – Councillor Atfield

That Council now go In Camera to discuss property negotiations and personal information about an identifiable individual.

. Carried

In Camera at 9:10 p.m.

This portion of the meeting is recorded in the In Camera – Confidential Brant County Council minutes dated July 6, 2010.

Open Session at 9:40 p.m., on motion of Councillors Coleman and Schmitt.

BY-LAWS

Moved by – Councillor Gatward
Seconded by – Councillor Haggart

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

- By-law Number 136-10 to authorize a Licence Agreement with the City of Brantford to allow the reconstruction of a multi-use asphalt pathway on the south side of Powerline Road from King George Road to east of Francis Street.

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- By-law Number 137-10 to amend By-law Number 110-01 for property located in Part of Lot 4, Concession 1, geographic Township of South Dumfries to extend the time period that a garden suite is permitted (90 German School Road).
- By-law Number 138-10 to authorize a Garden Suite Development Agreement with Andre Joseph Legere and Dawn Anne Legere for property located at Part of Lot 4, Concession 1, geographic Township of South Dumfries (90 German School Road).
- By-law Number 139-10 to impose special annual drainage rates upon land in respect of which money is borrowed under the Tile Drainage Act and repeal By-law Number 126-10 (Ed and Brenda Kloepfer).
- By-law Number 140-10 to authorize an Amending Agreement with Her Majesty the Queen in Right of Ontario, as represented by the Minister of Energy and Infrastructure and the Minister of Agriculture, Food and Rural Affairs under the Infrastructure Stimulus Fund for the rehabilitation of County Road 16, Bishopsgate Road.
- By-law Number 141-10 to approve a lease of the Onondaga Community Centre to the Jerseyville-Langford Cooperative Pre-school Inc.
- By-law Number 142-10 to confirm the proceedings of Council.

. Carried

Moved by – Councillor Gatward
Seconded by – Councillor Haggart

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

- By-law Number 136-10 to authorize a Licence Agreement with the City of Brantford to allow the reconstruction of a multi-use asphalt pathway on the south side of Powerline Road from King George Road to east of Francis Street.
- By-law Number 137-10 to amend By-law Number 110-01 for property located in Part of Lot 4, Concession 1, geographic Township of South Dumfries to extend the time period that a garden suite is permitted (90 German School Road).
- By-law Number 138-10 to authorize a Garden Suite Development Agreement with Andre Joseph Legere and Dawn Anne Legere for property located at Part of Lot 4, Concession 1, geographic Township of South Dumfries (90 German School Road).
- By-law Number 139-10 to impose special annual drainage rates upon land in respect of which money is borrowed under the Tile Drainage Act and repeal By-law Number 126-10 (Ed and Brenda Kloepfer).
- By-law Number 140-10 to authorize an Amending Agreement with Her Majesty the Queen in Right of Ontario, as represented by the Minister of Energy and Infrastructure and the Minister of Agriculture, Food and Rural Affairs under the Infrastructure Stimulus Fund for the rehabilitation of County Road 16, Bishopsgate Road.
- By-law Number 141-10 to approve a lease of the Onondaga Community Centre to the Jerseyville-Langford Cooperative Pre-school Inc.
- By-law Number 142-10 to confirm the proceedings of Council.

.Carried

Moved by – Councillor Gatward
Seconded by – Councillor Haggart

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

- By-law Number 136-10 to authorize a Licence Agreement with the City of Brantford to allow the reconstruction of a multi-use asphalt pathway on the south side of Powerline Road from King George Road to east of Francis Street.

- By-law Number 137-10 to amend By-law Number 110-01 for property located in Part of Lot 4, Concession 1, geographic Township of South Dumfries to extend the time period that a garden suite is permitted (90 German School Road).
- By-law Number 138-10 to authorize a Garden Suite Development Agreement with Andre Joseph Legere and Dawn Anne Legere for property located at Part of Lot 4, Concession 1, geographic Township of South Dumfries (90 German School Road).
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- By-law Number 141-10 to approve a lease of the Onondaga Community Centre to the Jerseyville-Langford Cooperative Pre-school Inc.
- By-law Number 142-10 to confirm the proceedings of Council.

. Carried

NEXT MEETING

The meeting adjourned at 9:42 p.m. to meet again as follows:

- 5:30 p.m., Tuesday, July 20 – special meeting re: VanEislander Drainage Petition
- 7:00 p.m., Tuesday, July 20 – regular Council session
- 7:00 p.m., Wednesday, August 4 – Official Plan Public meeting – Paris Fairgrounds
- 7:00 p.m., Tuesday, August 10 – Regular session

Mayor

Date Minutes Approved

Clerk