

**COUNTY OF BRANT COUNCIL MINUTES**

Council Chambers, Paris  
July 20, 2010  
7:05 p.m.

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

**Regrets:** Councillor Hodge

**Staff:** Glassford, Johnston, Bell, Hobin and Carman.

Mayor Eddy in the Chair.

**APPROVAL OF AGENDA**

Moved by – Councillor Powell  
Seconded by – Councillor Coleman

That the Brant County Council agenda and addendum for the July 20, 2010 meeting be approved as circulated, with the following additions:

- Resolution re: Official Plan
- Appointment of representative to the Brant Waterways Foundation

. Carried

**DELEGATIONS/PRESENTATIONS/PETITIONS****Emerald Ash Borer**

Loretta Shields, Forestry Program Specialist with the Canadian Food Inspection Agency, provided information on the Emerald Ash Borer, highlighting the movement of this pest from Windsor in 2002 across various areas of the Province. Ms. Shields advised that two ash trees that have been infected by Emerald Ash Borer have been identified within the City of Brantford, noting that a CFIA restriction on the movement of ash wood in this area may be forthcoming. Twenty traps for Emerald Ash Borer have been set up in Brant County, and residents who feel that they may have trees that have been infected are encouraged to contact the CFIA. Ms. Shields outlined some of the research initiatives underway for the control of the Emerald Ash Borer, as well as the outreach and communication being undertaken by the CFIA on this pest.

**Memorial Plaque Replacement at Baptist Cemetery, Burt Road**

Dave Thomson advised that, in conjunction with South Dumfries Historical Society, steps are underway to preserve the original bronze memorial plaque of Edgar William Galbraith Patten, who was killed in action during WWI. The memorial plaque has been removed from the headstone, and will be refurbished and placed in the St. George Museum. A replica of the plaque will be manufactured and placed on the family headstone in the Baptist Cemetery located on Burt Road.

4324  
Brant County Council  
July 20, 2010

Moved by – Councillor Gatward  
Seconded by – Councillor Haggart

That the information presented by Dave Thomson regarding the memorial plaque replacement at the Baptist Cemetery on Burt Road be referred to the Cemetery Advisory Board and Cemetery staff for their information.

. Carried

### **Maintenance Concerns at St. George Cemetery**

Dave Thomson withdrew his delegation on maintenance concerns at the St. George Cemetery. Councillor Atfield advised that he had attended the St. George Cemetery with Mr. Thomson and his concerns will be considered by the Cemetery Advisory Board at their next meeting.

### **Development Charges**

Kevin Fergin, President of the Brantford Home Builders' Association, thanked Council, County staff and the consultant for meeting with the Brant Development Liaison Group to review the proposed Development Charges Studies, and for their prompt and detailed answers in response to questions. At this time, the Brantford Home Builders do not have any further questions with respect to the amounts or calculations contained within the study for Paris or Southwest Paris.

Mr. Fergin expressed concern with the 65% increase in the proposed Development Charge for a single detached unit in Southwest Paris, resulting in a charge of approximately \$25,000 per single detached dwelling. This creates a hardship for developers, since they must post 50% of the total Development Charge before building permits are issued, with the balance to be paid at the time of the building permit issuance. This in turn may affect the attractiveness of development in Southwest Paris. Mr. Fergin requested that Council consider changing the phasing of the collection of Development Charges so that 100% of the cost is paid at the time of the Building Permit issuance, which would reduce the upfront financial burden on developers.

In response to a question, Mr. Fergin indicated that this proposal is being submitted from the Brantford Home Builders' Association, and has not been considered by the County Development Liaison Committee. He advised that although it varies, it is approximately one year from the time the first payment is required under the Development Charges by-law (approval of subdivision agreement) to the issuance of the Building Permit.

### **MINUTES**

Moved by – Councillor Chambers  
Seconded by – Councillor Wheat

That the minutes of the July 6, 2010 meeting of Brant County Council be adopted, copies having been forwarded to the members prior to the meeting.

.Carried

Brant County Council  
July 20, 2010

### CONSENT ITEMS

Moved by – Councillor Schmitt  
Seconded by – Councillor Powell

That the following Consent Information reports be received:

1. Minutes of June 21 County of Brant/Chamber of Commerce Brantford- Brant meeting.  
**In response to a question, the Director of Corporate Services advised that the purchasing policy review will be undertaken in the Fall.**

And that the following Consent Communications be received:

1. AMO Member Communications:
  - a. Watch Files for the weeks of July 8 and 15, 2010.
  - b. Update from Municipal Employer Pension Centre of Ontario re: changes to OMERS Contribution rates and benefits.
2. Hon. Vic Toews, Minister of Public Safety – response regarding proposed closure of prison farm operations. **It was agreed that a letter would be sent to the Minister of Public Safety and M.P. Phil McColeman to point out the effect of the proposed closures on the Frontenac area local farming community and businesses.**
3. Grand River Conservation Authority – Notice of Planning, Permit and Inquiry Revised Fees effective August 1, 2010.
4. Ministry of Municipal Affairs and Housing – July newsletter.
5. Minutes of Meetings:
  - a. Grand River Conservation Authority – June 25, 2010.
  - b. Lake Erie Region Source Protection – June 24, 2010.
  - c. Long Point Region Conservation Authority – June 2, 2010.
  - d. Paris BIA – June 8, 2010.

. Carried

### CORPORATE DEVELOPMENT

Councillor Chambers presented the following report from the July 12, 2010 meeting of the Corporate Development Committee:

1. That a Volunteer Appreciation event be held to recognize and honour County of Brant citizen volunteers on Friday, September 24, 2010.
2. That the County of Brant approve the application from Don and Mary Sharp for a tile drainage loan in the amount of \$9,900.00 for tile drainage work to be carried out on property located in Lot 15, Concession 5, geographic Township of South Dumfries;

And that a by-law be submitted to Council approving this loan, subject to approval of the drainage work by the County Drainage Superintendent and the availability of funds from the Ministry of Agriculture, Food and Rural Affairs.

3. That a Compliance Audit Committee composed of three members be established for the County of Brant;

And that the Clerk be directed to advertise for members of this Committee, said applications to be considered at the September Corporate Development Committee meeting.

4. That the Council of the County of Brant write a letter to Hon. Rob Merrifield, Minister of State for Transport, requesting that the provision of rural mail box delivery and the provision of rural post offices be entrenched in the Canadian Postal Service Charter.
5. That the County of Brant approve the revised Animal Control and Dog Licensing By-law.
6. That the School Crossing Guard Warrants Policy to govern the processing of requests for the establishment of adult-supervised school crossing locations, as defined in Section 176(1) of the Highway Traffic Act and to evaluate existing school crossing locations as required be approved.
7. That the Langford community be notified and be given an opportunity to provide feedback to the County of Brant by January 31, 2011 with respect to determining future uses for this building.
8. That Council authorize staff to initiate a rezoning of the Grand River Poultry property on Woodslee Avenue, Paris, to remove the current special use of the property for a poultry processing facility;

And that any recaptured water supply or treatment capacity be added to the current reserve capacity to be allocated as development applications are processed and approved by Council.

9. That the 2011 budget timetable be approved.
10. That revenue from user fees be increased overall by a guideline of 1.9% in the 2011 budget.
11. Whereas Council approved the sale of 1249 Colborne Street to Angeline Sarabura (In Trust) for the establishment of the Gregory School;

And whereas excluding the parking lot to the north from the original offer to purchase, as well as a desire by the school to fence the existing parking lot for a play area, resulted in a requirement by the School for additional parking;

Therefore be it resolved that Public Works Staff be authorized to dig out the topsoil and import the granular material to provide the granular pad for a 500 square meter parking area to be located at 1249 Colborne Street West;

That the installation of the parking area take place following the closing of the sale of this property to Angeline Sarabura (In Trust); the timing of which shall be at the discretion of Public Works Department;

And that this project be funded from the proceeds of the sale of the property.

12. That subject to the other two property owners (Zitia Group and Arnie Small) contributing a one-third (\$14,754.00) share each, Council contribute one-third of the total cost estimated (\$44,262) to relocate the hydro service so that the possible future access to a Sharp Road extension is not compromised by the placement of hydro utilities and that the monies required be drawn from the industrial reserve account;

Brant County Council  
July 20, 2010

That until an actual land acquisition arrangement is reached with Arnie Small, the County fund Mr. Small's one-third required financial contribution to the relocation again from the Industrial Reserve Fund. At such time as the acquisition of the lands is negotiated, Mr. Small would be required to reimburse the County and the monies credited to the Industrial Reserve Fund;

And that Council authorize staff to enter into negotiations with Mr. Arnie Small and if required Zitia Group to establish a County Road allowance or utility easement through the Arnie Small lands and a portion of the lands currently owned by Zitia to provide for a possible future road allowance and utility corridor to service the Sharp Road industrial lands.

13. That the County of Brant Procedural By-law 239-07 be amended as follows:
- 4.i. In the event of inclement weather, the Mayor or in the case of a standing Committee, the Chair, in consultation with the Mayor, Chief Administrative Officer and Clerk shall have the authority to postpone a meeting of Council/Committee. Any decision to cancel a meeting will be taken well in advance to allow staff to contact the members of Council, Committee members, staff and the public in the most effective manner.*
- 10.f. Members of Council may only ask questions of delegations for clarification or obtaining additional information relevant to the presentation and shall not enter into debate with the delegations. All questions of delegations shall be addressed through the Chair.*
14. That the request for pre-payment of development charges by Nautical Lands Group for the re-development of the Queens Ward property be denied as it is premature at this time.

Moved by – Councillor Chambers  
Seconded by – Councillor Gatward

That the report of the Corporate Development Committee from its July 12, 2010 meeting be adopted.

.Carried

## **PUBLIC WORKS**

Councillor Coleman presented the following report from the July 13, 2010 meeting of the Public Works Committee, it being agreed that Recommendations 4 and 11 would be dealt with separately:

1. Whereas there are sufficient funds in the approved 2010 Operating and Capital budgets;  
  
Be it hereby resolved that tender RDT 08-10 "Concrete Sidewalk" be awarded to New Alliance Ltd. / Green Park Service for the tendered price of \$79,845.00, plus H.S.T.
2. Whereas the tender submitted by Steed and Evans Limited for RDT 2-10 "Maple Avenue North Reconstruction" met the requirements outlined in the tender documents;

And whereas there are sufficient funds in the approved 2010 capital budget to complete the works;

Be it hereby resolved that tender RDT 2-10 "Maple Avenue North Reconstruction" be awarded to Steed and Evans Limited for the bid price of \$628,927.40, excluding H.S.T.

3. Whereas on June 24, 2010, Southern Ontario Railway (SOR) requested to coordinate repairs to railway crossings on Middleport Road located between County Highway 54 and Big Creek Road;

And whereas Middleport Bridge, north of the railway crossing is currently closed;

Be it hereby resolved that Middleport Road be temporarily closed to all motorists at the railway tracks located between County Highway 54 and Big Creek Road on Thursday, July 22, 2010, from 8:00 a.m. to 4:00 p.m., while Southern Ontario Railway repairs the railway crossing.

4. That the request from the Ontario Good Roads Association for a contribution towards their Minimum Maintenance Standards "MMS Litigation Fund" at an amount of \$0.10 per capita be approved.
5. Whereas there are sufficient funds in the 2010 Infrastructure Stimulus Fund (ISF) budget to complete the project for County Road No. 16 (Bishopsgate Road);

And whereas there is an expected budget surplus in the Infrastructure Stimulus Fund (ISF) account;

Be it hereby resolved that tender RDT 16-10 "County Road No. 16 – South Section" be awarded to Coco Paving Inc. for the tendered price of \$2,569,326.23, including all taxes;

That staff be directed to make an application to extend the ISF Scope of Work to include the Vanessa Road Capital Project as described in the 2010 Capital Budget and as awarded to Coco Paving Inc. (through report No. PW-10-52) at an estimated cost of \$221,061.75, including all taxes;

That if the above application is successful, a portion of the Gas Tax Funding from the Vanessa Road Capital Project be reallocated to the ISF Project as per the ISF Guidelines;

That staff be directed to make an application to extend the ISF Scope of Work to include upgrades to Oakland Road from County Road No. 16 (Bishopsgate Road) to Bannister Street in Oakland;

And that if the above application is successful, staff be directed to negotiate with Coco Paving to extend the unit pricing of RDT 16-10 to include the rehabilitation of Oakland Road from County Road No. 16 (Bishopsgate Road) to Bannister Street for an estimated cost of \$1,334,812.50, including all taxes.

6. Whereas the County of Brant has realized a surplus of funds through the Municipal Infrastructure Investment Initiative (MIII) Project (County Highway 54);

And whereas preliminary dialogue with the Ministry of Energy and Infrastructure has shown a willingness to extend the County of Brant's MIII funding to an additional capital roads project;

Brant County Council  
July 20, 2010

And whereas Public Works Committee, at its April 13, 2010 meeting, concurred with staff that an application to the Ministry of Energy and Infrastructure be made to extend the MIII funding program to resurface Maple Avenue South through the Village of Burford;

And whereas the County of Brant has allocated a portion of the 2010 Capital Budget to "Urban Street Resurfacing";

And whereas the County of Brant has allocated a portion of the 2010 Maintenance Budget to "Resurfacing Asphalt Roads";

Be it hereby resolved that if the application to the Ministry of Energy and Infrastructure is successful, the remaining MIII funding, the 2010 Urban Street Resurfacing Budget and a portion of the 2010 Maintenance Hot Mix Budget to resurface the following streets be combined to complete the following works at a total estimated cost of \$440,000.00:

- a) Maple Avenue South – 20m south of King Street to 20m south of Eighth Concession Road;
- b) West Andrew Street;
- c) East Andrew Street;
- d) Rutherford Street;
- e) Eighth Concession Road – Kimberly Road to 20m east of Maple Avenue South;
- f) Intersection approaches to Maple Avenue South and Eighth Concession Road, including Melissa Avenue, Deborah Drive and Kimberly Road.

7. Whereas there is a need to maintain surface water drainage across granular shoulder areas of County roads;

And whereas various County roads have granular berms which hinder the flow of surface water drainage off the road shoulder area of the road allowance;

Be it hereby resolved that staff be authorized to sole source the removal of berms to Mobil Striping and Sweeping Ltd., as per Clause 12.1 (a) of the County of Brant Purchasing Policy;

And that a \$20,000 expenditure be funded by the Public Works Department Roads Division Operating Budget Account #416000-5630 for Shoulder Maintenance of Paved Roads.

8. Whereas at its September 16, 2008 meeting, County Council approved the joint County of Brant / City of Brantford award of tender "RFT 08-161, Supply and Delivery of Road Salt for the 2008-2009 Winter Season for the County of Brant" to Sifto Canada Inc. ("Sifto");

And whereas the Salt Supply Contract with Sifto Canada Inc. provides for two one-year contract extensions;

And whereas subsequent to negotiation, Sifto has agreed to hold the 2009-2010 pricing of \$65.10 per tonne until November 30, 2010 and a price of \$66.75 per tonne for the remainder of the 2010-2011 season;

Be it hereby resolved that Public Works Staff be authorized to proceed with the second one year contract extension for the 2010-2011 season, at the per tonne price of \$66.75 per tonne, plus H.S.T., which equates to an approximate increase of 2.5%.

9. Whereas a request has been received from the City of Brantford to install a multi-use trail path on the south side of Powerline Road from the Rosedale Estates condo entrance (west of Memorial Drive) to Wayne Gretzky Parkway;

And whereas the proposed trail is to extend from the existing trail on Powerline Road (portions of this existing trail are also being relocated due to Hydro One constraints);

And whereas topographical constraints support constructing the trail behind a concrete barrier curb and gutter along the south edge of Powerline Road;

And whereas the City of Brantford has agreed to construct a left-turn lane for westbound traffic at Memorial Drive and to resurface the eastbound lane of Powerline Road in order to match the new curb elevation;

And whereas the City of Brantford has offered to include the County of Brant's resurfacing work on Powerline Road in their tender for the construction of the City's multi-use trail path;

Be it hereby resolved that the request to install a multi-use trail path on the south side of Powerline Road from the Rosedale Estates condo entrance (west of Memorial Drive) to Wayne Gretzky Parkway be approved.

10. That the request for restricted access to the County lane between 110 and 112 Silver Street be denied.

11. Whereas it is desirable to improve the sight visibility of motorists traveling through the intersection of Dundas Street East and Willow Street;

And whereas the intersection of Dundas Street East and Willow Street has an existing stop sign for southbound motorists;

Be it hereby resolved that staff be authorized to amend Traffic By-law Number 182-05 (Schedule B) in order to implement an all-way stop at the intersection of Dundas Street East and Willow Street until completion of the traffic control signals in conjunction with the installation of the sanitary sewer;

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

12. That the request for reconsideration of a billing matter considered In Camera on May 11, 2010 (personal matter about an identifiable individual) be approved.

Moved by – Councillor Coleman  
Seconded by – Councillor Simons

That Recommendations 1 – 3, 5 – 10 and 12 of the report of the Public Works Committee from its July 13, 2010 meeting be adopted.

.Carried

Brant County Council  
July 20, 2010

Moved by – Councillor Coleman  
Seconded by – Councillor Simons

That Recommendation 4 of the report of the Public Works Committee from its July 13, 2010 meeting be adopted.

.Carried

Councillor Atfield noted his concern with the proposal to install a four-way stop and install traffic lights at the intersection of Dundas Street East and Willow Street, due to the effect this may have on the bridge.

Moved by – Councillor Coleman  
Seconded by – Councillor Simons

That Recommendation 11 of the report of the Public Works Committee from its July 13, 2010 meeting be adopted.

.Carried

Councillor Coleman then presented the following report from the July 20, 2010 special meeting of the Public Works Committee:

1. Whereas the County has received a Recommendation for Award from J. H. Cohoon Engineering Limited as per their letter of July 15, 2010;

And whereas in accordance with the Cost Sharing Agreement, Zitia Developments Inc. is to review and accept the tendered price and should they wish to go forward with the project in accordance with the March 29, 2010 signed agreement, they are to notify the County of their intent and issue a certified cheque or bank draft in accordance with the Agreement;

Be it hereby resolved that upon receipt of the funds from Zitia Developments Inc. and in reliance upon the recommendation of J. H. Cohoon Engineering Limited, Tender No. EST 3-10, Dundas Street East Sanitary Sewer; be awarded to Morley's Contracting (Brantford) Ltd. for the bid price of \$866,275.24 (excluding HST),

And further should the County of Brant not receive the necessary funds within five (5) days of this award, then the tender becomes null and void;

And further that J. H. Cohoon Engineering Limited be retained for Contract Administration.

Questions were raised regarding the award of the tender and subsequent cancellation of the tender should the funds not be received from Zitia Developments in accordance with the agreement. It was agreed staff would review the wording of the recommendation, and that this report would be deferred until later in the meeting for consideration.

## **TWIN PAD**

The July 6, 2010 minutes of the Twin Pad Building Committee were received as information.

Councillor Coleman then presented the following report from the July 20, 2010 meeting of the Twin Pad Building Committee:

1. That the following evaluation criteria be approved for RFP COMS-PR-10-03 "Design, Fabrication and Installation of Signage at the Brant Sports Complex":

<b>CRITERIA</b>	<b>SCORE</b>
Cost	25
Samples and/or evidence of experience undertaking similar fabrication and installation projects / work and quality of graphic design samples	50
Experience undertaking similar projects / work, ability to complete work within schedule and references	25
<b>Total Score</b>	<b>100</b>

Moved by – Councillor Coleman  
Seconded by – Councillor Powell

That the report of the Twin Pad Building Committee from its July 20, 2010 meeting be adopted.

. Carried

## **STAFF REPORTS**

### **Development Charges** – report from Fran Bell, Director of Corporate Services

In response to questions, the Director of Corporate Services advised that the 20% of development charges are due at the time of plan of subdivision approval; 30% at the time of subdivision registration and 50% at building permit issuance. It was noted that the Development Charges by-laws cannot be reopened and amended at a later date without undertaking a Study.

Moved by – Councillor Chambers  
Seconded by – Councillor Gatward

1. That Council adopt the assumptions and growth forecast in each of the County of Brant Area-Specific Development Charge Background Studies, dated May 17, 2010 (updated to July 12, 2010) including those related to capital grants, subsidies and other contributions.
2. That Council approve the capital project forecast set out in the County of Brant Area-Specific Development Charge Background Studies, dated May 17, 2010 (updated to July 12, 2010) subject to annual review during the capital budget process.

Brant County Council  
July 20, 2010

3. That the County of Brant Area-Specific Development Charge Background Study, and area-specific by-law dated May 17, 2010 (updated to July 12, 2010) applicable to Southwest Paris for roads, water, sanitary sewer and specified storm water management services, be received and approved.
4. That the County of Brant Area-Specific Development Charge Background Study, and area-specific by-law for roads, water, sanitary sewer and specified storm water management services in the Paris Urban Settlement Area, excluding Southwest Paris, dated May 17, 2010 (updated to July 12, 2010) be received and approved.
5. That pursuant to Section 12(3) of the Development Charges Act, 1997, the Council for the County of Brant has determined that a further public meeting is not necessary for either of the proposed Development Charge by-laws.

.Carried

Moved by – Councillor Haggart  
Seconded by – Councillor Wheat

That no action be taken on the request of the Brantford Home Builders' Association to change the pre-building permit DC collection timing;

And that this request be referred to the County Development Liaison Committee and County staff for consideration in the future.

. Carried

**Rural Connections Broadband Program Application** – report from Fran Bell, Director of Corporate Services

Moved by – Councillor Gatward  
Seconded by – Councillor Chambers

That the Council of the County of Brant supports the application for funding under the Rural Connections Broadband Program as a priority for the municipality;

And further that the County of Brant commits to securing the remaining two-thirds project funding, through cash or in-kind services, not provided by the Province of Ontario.

.Carried

**CORRESPONDENCE**

1. Mount Pleasant Optimist Nature Park – Request for the provision of water to the park:
  - a. Marc Bannister, Sonoco Canada.
  - b. Henry Stolp, Brant Waterways Foundation

In response to a question, the C.A.O. advised that the estimated cost for installation, connection fees and inspection of a water service to the Mount Pleasant Optimist Nature Park would be approximately \$18,000. He noted that while this was a worthwhile project, discussions need to be held with the Mount Pleasant Optimists regarding their agreement to maintain the Park and the increased operating costs that will result from the water service. He noted that there may also be issues with the septic system.

Moved by – Councillor Gatward  
Seconded by – Councillor Schmitt

That in co-operation with the other stakeholders who have expressed an interest in the upgrades proposed for the Mount Pleasant Optimist Nature Park, the County of Brant proceed with the installation of municipal water service to the washrooms in the Mount Pleasant Optimist Park.

. Carried

Councillor Coleman extended thanks to all of the Optimist Clubs in the County for sponsoring the Wing Ding fundraiser for the Brant Sports Complex project at the Scotland Optimist Park on July 17, 2010.

2. M.P. Phil McColeman – requesting input on Canada’s Economic Action Plan.
3. Request from the Friends of Paris Culture to close Grand River Street North between Mechanic and William Streets from 10 a.m. to 5 p.m. on Saturday, August 14, 2010 for the Cobblestone Festival

Councillor Simons noted concern that there was such short notice on this request to both the County and the Paris BIA.

Moved by – Councillor Wheat  
Seconded by – Councillor Atfield

That the request from the Friends of Paris Culture to close Grand River Street North between Mechanic and William Streets on August 14, 2010 for the Cobblestone Festival be denied.

. Carried

## **RESOLUTIONS**

### **Court of Revision - VanElslander Branch of the Mount Pleasant Drain**

It was agreed that Mayor Eddy and Councillors Coleman and Schmitt (Councillor Simons as an alternate) would be appointed to sit as members of the Court of Revision for the Van Elslander Branch of the Mount Pleasant Drain, said meeting to be held on August 12, 2010.

### **Ontario Fruit and Vegetable Growers Association/SCOR Proposal**

Moved by – Councillor Chambers  
Seconded by – Councillor Coleman

That the County of Brant fully supports in principle the application made by the Ontario Fruit and Vegetable Growers Association (OFVGA) and the South Central Ontario Economic Development Corporation (SCOR) for funding to support its project – *Accessing the Marketplace*.

. Carried

Brant County Council  
July 20, 2010

### **Amendment to Draft Official Plan – Waste to Energy**

It was agreed that leave would be given to Councillor Haggart to present a resolution at this meeting, without providing advance notice of motion.

Councillor Haggart suggested that Section 5.6 of the Draft Official Plan regarding Solid Waste Management should be amended to remove the reference to waste to energy projects. It was noted that this will not prohibit incineration or gasification, but would require a full public planning process should an application come before the County for this type of use.

Moved by – Councillor Haggart  
Seconded by – Councillor Schmitt

That Section 5.6(d) of the County of Brant Final Draft of the Official Plan be amended to remove the words “including energy from waste programs”.

. Carried

### **Appointment to the Brant Waterways Foundation**

Mayor Eddy advised he wished to resign from the Brant Waterways Foundation due to a conflict in meeting times with the Police Services Board. He noted that Bruce Noble was interested in serving as the County representative on this Board.

Moved by – Councillor Wheat  
Seconded by – Councillor Coleman

That Bruce Noble be appointed as the County of Brant representative to the Brant Waterways Foundation for the term ending November 30, 2010.

. Carried

### **PUBLIC WORKS COMMITTEE REPORT**

C.A.O. Glassford suggested an amendment to the wording of the Public Works report, noting that he had spoken with J. H. Cohoon, who was involved in the preparation of the tender documents for the Dundas Street East Sanitary Sewer project.

Councillor Coleman then presented the following report of the Public Works Committee from its July 20, 2010 meeting, as amended:

1. **(Amended)** Whereas the County has received a Recommendation for Award from J. H. Cohoon Engineering Limited as per their letter of July 15, 2010;

And whereas in accordance with the Cost Sharing Agreement, Zitia Developments Inc. is to review and accept the tendered price and should they wish to go forward with the project in accordance with the March 29, 2010 signed agreement, they are to notify the County of their intent and issue a certified cheque or bank draft in accordance with the Agreement;

4336  
Brant County Council  
July 20, 2010

Be it hereby resolved that upon receipt of the funds from Zitia Developments Inc., **as per its agreement with the County**, and in reliance upon the recommendation of J. H. Cohoon Engineering Limited, Tender No. EST 3-10, Dundas Street East Sanitary Sewer; be awarded to Morley's Contracting (Brantford) Ltd. for the bid price of \$866,275.24 (excluding HST),

~~And further should the County of Brant not receive the necessary funds within five (5) days of this award, then the tender becomes null and void;~~

And further that J. H. Cohoon Engineering Limited be retained for Contract Administration.

Moved by – Councillor Coleman  
Seconded by – Councillor Simons

That the report of the Public Works Committee from its July 20, 2010 meeting be adopted.

.Carried

### **OTHER BUSINESS**

1. Invitation to Canadian Military Heritage Museum Open House to be held on August 1, 2010.
2. Notice of 2010 Ontario West Municipal Conference to be held on December 8 and 9 in London.

### **IN CAMERA**

Moved by – Councillor Schmitt  
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 9:20 p.m.**

This portion of the meeting is recorded in the In Camera – Confidential Brant County Council minutes dated July 20, 2010.

**Open Session at 9:35 p.m.**, on motion of Councillors Wheat and Powell.

### **BY-LAWS**

Moved by – Councillor Powell  
Seconded by – Councillor Atfield

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

- By-law Number 144-10 to authorize the execution of a Gift Agreement with the Bank of Montreal (BMO) for the Brant Sports Complex Capital Campaign.

Brant County Council  
July 20, 2010

- By-law Number 145-10 to authorize a Contract for Services with Geographic Technologies Group to develop a GIS Strategic Plan.
- By-law Number 146-10 to relieve certain lands in the Grandville Phase II Subdivision from the provisions of Section 50(5) of the Planning Act, R.S.O. 1990, as amended.
- By-law Number 147-10 to amend By-law Number 110-01 for property located in Part of Lot 9, Concession 1, geographic Town of Paris to remove the holding provision and permit residential development (Zavarella Construction Ltd., 244 Dundas Street West).
- By-law Number 148-10 to authorize the land exchange of industrial property being vacant land on Curtis Avenue North, Paris with Saint-Gobain Advanced Ceramics Hamilton Ltd.
- By-law Number 149-10 to establish Part of Reserve Block 135, Plan 2M-1863 as road lands and thereby establishing access to Irongate Drive.
- By-law Number 150-10 to establish Part of Lot 4, Concession 4, geographic Township of Brantford, as road lands and thereby improving Colborne Street West, aka Brant County Highway 53.
- By-law Number 151-10 to authorize the temporary closing of a portion of Middleport Road on July 22, 2010 to allow the Southern Ontario Railway to carry out repairs to the railway crossing.
- By-law Number 152-10 to impose specified development charges on the Paris Urban Settlement area (outside of Southwest Paris).
- By-law Number 153-10 to impose area-specific development charges on the Southwest Paris Urban Settlement Area.
- By-law Number 154-10 to authorize an Amendment to the Agreement between Her Majesty the Queen in Right of Ontario, as represented by the Minister of Health Promotion and the County of Brant for funding for After-School Programs.
- By-law Number 155-10 to confirm the proceedings of Council.

. Carried

Moved by – Councillor Powell  
Seconded by – Councillor Atfield

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

- By-law Number 144-10 to authorize the execution of a Gift Agreement with the Bank of Montreal (BMO) for the Brant Sports Complex Capital Campaign.
- By-law Number 145-10 to authorize a Contract for Services with Geographic Technologies Group to develop a GIS Strategic Plan.
- By-law Number 146-10 to relieve certain lands in the Grandville Phase II Subdivision from the provisions of Section 50(5) of the Planning Act, R.S.O. 1990, as amended.
- By-law Number 147-10 to amend By-law Number 110-01 for property located in Part of Lot 9, Concession 1, geographic Town of Paris to remove the holding provision and permit residential development (Zavarella Construction Ltd., 244 Dundas Street West).
- By-law Number 148-10 to authorize the land exchange of industrial property being vacant land on Curtis Avenue North, Paris with Saint-Gobain Advanced Ceramics Hamilton Ltd.
- By-law Number 149-10 to establish Part of Reserve Block 135, Plan 2M-1863 as road lands and thereby establishing access to Irongate Drive.
- By-law Number 150-10 to establish Part of Lot 4, Concession 4, geographic Township of Brantford, as road lands and thereby improving Colborne Street West, aka Brant County Highway 53.

- By-law Number 151-10 to authorize the temporary closing of a portion of Middleport Road on July 22, 2010 to allow the Southern Ontario Railway to carry out repairs to the railway crossing.
- By-law Number 152-10 to impose specified development charges on the Paris Urban Settlement area (outside of Southwest Paris).
- By-law Number 153-10 to impose area-specific development charges on the Southwest Paris Urban Settlement Area.
- By-law Number 154-10 to authorize an Amendment to the Agreement between Her Majesty the Queen in Right of Ontario, as represented by the Minister of Health Promotion and the County of Brant for funding for After-School Programs.
- By-law Number 155-10 to confirm the proceedings of Council.

.Carried

In response to a question, the Director of Development Services advised that the development charges payable by Zavarella Construction for the development at 244 Dundas Street West, Paris would be dependent on when the requirements are met for issuance of a building permit (new rates effective August 1, 2010).

Moved by – Councillor Powell

Seconded by – Councillor Atfield

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

- By-law Number 144-10 to authorize the execution of a Gift Agreement with the Bank of Montreal (BMO) for the Brant Sports Complex Capital Campaign.
- By-law Number 145-10 to authorize a Contract for Services with Geographic Technologies Group to develop a GIS Strategic Plan.
- By-law Number 146-10 to relieve certain lands in the Grandville Phase II Subdivision from the provisions of Section 50(5) of the Planning Act, R.S.O. 1990, as amended.
- By-law Number 147-10 to amend By-law Number 110-01 for property located in Part of Lot 9, Concession 1, geographic Town of Paris to remove the holding provision and permit residential development (Zavarella Construction Ltd., 166 King Edward Street).
- By-law Number 148-10 to authorize the land exchange of industrial property being vacant land on Curtis Avenue North, Paris with Saint-Gobain Advanced Ceramics Hamilton Ltd.
- By-law Number 149-10 to establish Part of Reserve Block 135, Plan 2M-1863 as road lands and thereby establishing access to Irongate Drive.
- By-law Number 150-10 to establish Part of Lot 4, Concession 4, geographic Township of Brantford, as road lands and thereby improving Colborne Street West, aka Brant County Highway 53.
- By-law Number 151-10 to authorize the temporary closing of a portion of Middleport Road on July 22, 2010 to allow the Southern Ontario Railway to carry out repairs to the railway crossing.
- By-law Number 152-10 to impose specified development charges on the Paris Urban Settlement area (outside of Southwest Paris).
- By-law Number 153-10 to impose area-specific development charges on the Southwest Paris Urban Settlement Area.
- By-law Number 154-10 to authorize an Amendment to the Agreement between Her Majesty the Queen in Right of Ontario, as represented by the Minister of Health Promotion and the County of Brant for funding for After-School Programs.
- By-law Number 155-10 to confirm the proceedings of Council.

. Carried

Brant County Council  
July 20, 2010

**NEXT MEETING**

The meeting adjourned at 9:40 p.m. to meet again on **Wednesday, August 4, 2010 at 7:00 p.m. at the Paris Fairgrounds** for a special meeting regarding the Official Plan and on **Tuesday, August 10, 2010 at 7:00 p.m.** for the regular meeting in the Council Chambers.

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Mayor

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Date Minutes Approved

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Clerk