

CORPORATE DEVELOPMENT COMMITTEE

County Council Chambers
Monday, July 12, 2010
7:00 p.m.

- Present:** Mayor Eddy, Councillors Schmitt, Simons, Haggart, Powell, Atfield, Chambers, Coleman and Gatward.
- Regrets:** Wheat and Hodge
- Staff:** Bell, Johnston, Mifflin and Carman.

Councillor Chambers in the Chair.

ANNOUNCEMENTS

Congratulations were extended to Councillor Gatward on the birth of her granddaughter, Lauren Elizabeth, early today.

Mayor Eddy read a media release announcing that Paul Emerson has been hired as the Chief Administrative Officer for the County of Brant, to be effective September 7, 2010.

APPROVAL OF AGENDA

Moved by – Councillor Schmitt
Seconded by – Councillor Powell

That the Corporate Development Committee agenda and addendum for July 12, 2010 be approved, with several additions of Other Business.

.Carried

DELEGATIONS / PRESENTATIONS / PETITIONS

2011 Pre-Budget Discussion

Fran Bell, Director of Corporate Services, presented information on the economic outlook, budgetary pressures, and budget guidelines for 2011. She explained that the target budget increase of 3.2% is based on the 2009 assessment growth (1.3%), plus the inflation rate (1.9%). Increases due to service level improvements will increase this target. Ms. Bell outlined the proposed budget process and the timetable for the 2011 budget deliberations.

Proposed Amendments to Procedural By-law

Deborah Andre noted the need for open accessibility by the public to Council and for transparency of the Council process and suggested that the County should encourage public consultation and participation by using a variety of techniques. She objected to time limits for delegations and to the proposed restriction to limit the number of times a person may appear before Council to speak on a particular subject. Ms. Andre advised that the proposed changes will not be conducive to developing trust and cooperation between Council and the public and will discourage public participation.

Ella Haley advised that she agreed with the comments made by Deborah Andre, in that the proposed amendments to the procedural by-law to restrict delegations fly in the face of democracy. She does not disagree with time limitations on delegations, but noted that it is important for the public to be able to have their concerns heard, and to be able to come back as many times as necessary in order to have their issues resolved.

Potential Closure of Langford Community Centre

Ella Haley, on behalf of the Friends of Langford School, advised that this group was formed a year ago when the staff report to declare the building surplus was first considered. The Committee has been discussing possible uses for the building, as well as ideas for generating revenue to offset the operating expenses, and has met with a representative of the Rural Economic Branch to discuss various options for the building. The Committee is not willing to take over the Langford Community Centre at this time, but is in favour of the staff recommendation that the community be allowed to provide feedback on the possible closure and disposition of the building.

MINUTES

Moved by – Councillor Coleman
Seconded by – Councillor Powell

That the Corporate Development Committee minutes of June 7, 2010 be approved as circulated.

.Carried

CONSENT ITEMS TO BE APPROVED

The Clerk noted that the tile drain loan application submitted by Bill and Martha Sharp has been withdrawn by the Sharps.

Moved by – Councillor Coleman
Seconded by – Councillor Atfield

That the following consent items be approved:

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.

.Carried

In response to questions, the Clerk provided information on the role of the Compliance Audit Committee.

Moved by – Mayor Eddy
Seconded by – Councillor Schmitt

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.

. Carried

CONSENT ITEMS RECEIVED AS INFORMATION

Moved by – Councillor Gatward
Seconded by – Councillor Coleman

That the following consent items be received as information:

1. City of Brantford Economic Development Advisory Committee Minutes – April 22, 2010.
2. City of Brantford Tourism Advisory Committee Minutes – May 25, 2010.
3. Resolution – Town of Atikokan Re: Inclusion of UTVs in Off-Roads Vehicle Act.
4. City of Kawartha Lakes – Ministry of the Environment Order Against Municipality to Assume Responsibility for Clean Up of Private Fuel Leak.
5. CD-10-68 – OMB Related Costs for 22 Airport Road.
6. CD-10-73 – Building Division Financial Report 2009.
7. CD-10-75 – Grand River Country Publication – Journey the Grand.
8. MMAH / AMO / AMCTO – Student Vote and Local Government Week – October 17 – 23, 2010.

.Carried

Moved by – Councillor Coleman
Seconded by – Councillor Schmitt

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.

. Carried

CD-10-69 – DRAFT REVISED ANIMAL CONTROL BY-LAW

Moved by – Councillor Coleman
Seconded by – Mayor Eddy

That the County of Brant approve the revised Animal Control and Dog Licensing By-law.

.Carried

CD-10-70 – CROSSING GUARD WARRANTS

In response to questions, the Director of Corporate Services advised that the proposed warrants policy will apply to future requests for crossing guards. She also noted that the policy is based on six safe gaps in traffic, rather than the Ontario Traffic Conference recommendation for four safe gaps.

Moved by – Councillor Schmitt
Seconded by – Mayor Eddy

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.

.Carried

CD-10-71 – POTENTIAL CLOSURE OF LANGFORD COMMUNITY CENTRE

Moved by – Councillor Coleman
Seconded by – Councillor Simons

That the Langford community be notified and be given an opportunity to provide feedback to the County of Brant by September 30, 2010 with respect to the potential to close and dispose of the Langford Community Centre.

. No Vote – Amendments Follow

Moved by – Councillor Coleman
Seconded by – Councillor Atfield

That the date for feedback from the Langford community be amended to read “January 31, 2011”.

. No Vote – Amendment Follows

Moved by – Councillor Simons
Seconded by – Councillor Powell

That the date for feedback from the Langford community be amended to read “March 31, 2011”.

. Defeated

The Chair then called for a motion on the first amendment to change the feedback date to January 31, 2011, and it was **carried**.

Moved by – Mayor Eddy
Seconded by – Councillor Schmitt

That the motion regarding the Langford Community Centre be amended to remove the words “the potential to close and dispose of the Langford Community Centre” and to allow for feedback on future uses of the Community Centre.

. Carried

The Chair then called for a vote on the resolution as amended twice, to read as follows:

“That the Langford community be notified and be given an opportunity to provide feedback to the County of Brant by January 31, 201 with respect to determining future uses for this building.”

.Carried

CD-10-76 – GRAND RIVER POULTRY FACILITIES REZONING – WOODSLEE AVENUE, PARIS

In response to questions, the Director of Development Services advised that there are no water capacity issues at this time. There was a question as to the current water capacity, since the County has adopted a policy that half of the capacity is to be allocated for industrial uses.

Moved by – Councillor Schmitt
Seconded by – Councillor Simons

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.

.Carried

CD-10-72 – 2011 BUDGET

Moved by – Councillor Atfield
Seconded by – Councillor Coleman

That the 2011 budget timetable be approved.

. Carried

The Director of Corporate Services advised that the proposed 2011 budget increase has been developed in accordance with the Financial Guidelines for Achieving Economic Sustainability approved by Council on February 11, 2010. It was noted that further information on the Financial Guidelines will be provided by the C.A.O. at a future meeting.

Moved by – Councillor Powell
Seconded by – Councillor Gatward

That a target gross operating increase of 3.2% plus increases due to service level improvements be approved for the 2011 Budget

. No Vote – Consensus to refer back to staff for further information

Moved by – Councillor Atfield
Seconded by – Councillor Coleman

That revenue from user fees be increased overall by a guideline of 1.9% in the 2011 Budget.

. Carried

Moved by – Councillor Powell
Seconded by – Councillor Simons

That consideration be given to implementing user fees that reflect a cost recovery approach in the provision of municipal services.

. Defeated

It was suggested that discussion is required on the criteria and policy for the Financial Guidelines prior to making decisions on the targets for the 2011 Budget.

CD-10-74 – 1249 COLBORNE STREET WEST – PARKING AREA

Moved by – Councillor Coleman
Seconded by – Councillor Simons

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.

.Carried

CD-10-77 – SHARP ROAD EXTENSION FROM DUNDAS STREET EAST

The Director of Development Services advised that additional information has been received which changes the one-third share to \$14,754.00.

Moved by – Councillor Powell
Seconded by – Councillor Gatward

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;

That until an actual land acquisition arrangement is reached with Arnie Small, the County fund Mr. Small's 1/3 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.

. No Vote – Amendment Follows

Moved by – Councillor Haggart
Seconded by – Councillor Coleman

That the two property owners ((Zitia Group and Arnie Small) be required to front-end their share of the costs for the hydro relocation service for the Sharp Road Extension until such time as the agreements for this work/property exchanges have been signed.

. Defeated

The Chair then called for a vote on the original motion as presented and it was **carried**.

CD-10-81 – CHANGES TO COUNTY OF BRANT PROCEDURAL BY-LAW

Moved by – Councillor Schmitt
Seconded by – Councillor Simons

That the following Section 4.i. be added to County of Brant Procedural By-law Number 239-07:

“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.”

. Carried

Moved by – Councillor Atfield
Seconded by – Councillor Coleman

That Clause 9(c) and (d) of the County’s Procedural By-law Number 239-07 be amended to read as follows:

*“9. c. xii. Questions/Unfinished Business/Announcements
d. Any member of Council, at any time prior to noon on the Thursday prior to the meeting, may file in writing with the Clerk, an item for inclusion in the agenda under “Other Business” or “Questions/Unfinished Business/ Announcements” on any matter pertinent to the business of the County”;*

And that the following Clauses be added to By-law 239-07:

“QUESTIONS/UNFINISHED BUSINESS/ANNOUNCEMENTS

- 59. When Questions are called for under the order of proceedings for the meeting, any member of Council may submit a question pertaining to the business of the Council to any other member of Council or staff.*
- 60. Any item of business which has been discussed by the Council at a prior meeting but not disposed of, may be raised again at any subsequent regular meeting of the Council.*
- 61. The member of Council or staff to whom a question or matter of unfinished business is directed may answer orally at the same meeting or such member or staff may request to reply at the next meeting, in which case, the member or staff may request that the question or matter of unfinished business be submitted in written form.*
- 62. Members of Council may make special event announcements or report on community activities.”*

. No Vote – Deferral Follows

Moved by – Councillor Haggart
Seconded by – Councillor Simons

That the recommendation regarding “Questions/Unfinished Business/Announcements” in the County of Brant Procedural By-law be referred to the Clerk to provide further information regarding the “Unfinished Business” items.

. Carried

It was agreed that the following recommendation would be referred to the Clerk for revision, including removal of the requirement that a written submission “shall” be presented:

“10.b. Applications shall be made to the Clerk stating the reasons for the delegation. The delegation shall present a written submission at or before the meeting. All delegations will be provided with a copy of the Rules of Procedure for Delegations in advance of their presentation.”

It was suggested that a delegation request application form be developed that could be completed by delegates to provide brief information on the reason for their presentation.

Moved by – Councillor Schmitt
Seconded by – Councillor Atfield

That the following recommendation be referred back to the Clerk for amendment to include a one-minute warning and that the Chair will advise the delegation to cease their presentation at the end of the 10-minute period:

“10.d. Individuals or groups which are listed on an agenda or are otherwise approved to appear before Council shall be limited to not more than ten (10) minutes, except that a delegation consisting of more than five (5) persons shall be limited to two (2) speakers, limited to speaking not more than a maximum of fifteen (15) minutes. The Clerk or Recording Secretary for the meeting shall keep account of the time expended on all presentations and at the completion of the allotted time shall advise the delegation to cease, subject to a motion of Council allowing the presentation to continue.”

. Carried

Moved by – Councillor Coleman
Seconded by – Councillor Atfield

That the following recommendation be referred back to the Clerk for amendment to include the one-minute warning and the provision that the delegation could continue beyond the allocated time with the permission of Council:

“10.e. Presentations or delegations initiated by Council or municipal staff shall be listed on the agenda as presentations and shall be limited to not more than twenty (20) minutes.”

. Carried

It was agreed by consensus that the following recommendation would not be included in the procedural by-law:

“10.g. Persons who have appeared before Council previously on a subject matter shall only be permitted to make subsequent delegation(s) on the same subject matter with the approval of Council. These delegations will be encouraged to provide information in writing for circulation to Council to augment their previous presentation, rather than making a verbal presentation to Council.”

It was also agreed that Clause 10.f of the current Procedural By-law would be amended to read as follows:

“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.”

Moved by – Councillor Schmitt

Seconded by – Councillor Simons

That the County of Brant Procedural By-law be amended to include a provision that members of Council may sit while addressing the Chair.

. Carried

The Clerk was requested to investigate setting a time limit for hearing all delegations at a meeting (e.g. one hour).

It was agreed that the Clerk would modify the report regarding amendments to the Procedural By-law based on input received at this meeting, and that the report would be considered at the August Corporate Development Committee meeting.

Councillor Coleman noted his concern that Council should adhere to the Rules of Procedure, noting that the rules for reconsideration of a matter within the one-year time period were not followed at the July 6 Council meeting.

CD-10-82 – REQUEST FOR PRE-PAYMENT OF DEVELOPMENT CHARGES – NAUTICAL LANDS GROUP

Moved by – Councillor Atfield

Seconded by – Councillor Coleman

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.

.Carried

INFORMATION REPORTS

1. CD-10-78 – Transportation Demand Management Study

OTHER BUSINESS

1. Councillor Simons presented a proposed seating plan for the Council Chambers to allow the public to better see and hear the members of Council. She requested that Council consider this proposal at the next meeting.
2. Councillor Simons also requested that Council consider alternating the seating plan so that there is one Councillor from each Ward (1-5), followed by the other Ward Councillors (Wards 1 – 5).
3. Councillor Simons announced that the Summerfest event held in downtown Paris on July 10 was a great success.

4. Councillor Simons invited all members of Council to attend the Optimist Clubs of Brant County "Wing Ding" fundraiser to be held at Scotland Optimist Park on July 17 as a fundraiser for the Brant Sports Complex.
5. Councillor Atfield requested that staff review the current by-law that allows the parking of recreational trailers in residential driveways.
6. In response to a concern that the meeting date and time has already been established for the Economic Development Advisory Committee, it was noted that this could be changed in the future if so determined by the Committee members.

DIRECTORS' UPDATE

1. In response to a question, the Director of Development Services advised that the site plan has been registered and the building permit has been issued for the Zitia Development in Southeast Paris following the payment of applicable securities and building permit fees.

ADJOURNMENT AND NEXT MEETING

The Committee adjourned at 9:33 p.m. to meet again on **Monday, August 9, 2010** at 7:00 p.m. at the County Council Chambers, Paris Office.

Secretary