



THE CORPORATION OF THE TOWNSHIP OF PUSLINCH
DECEMBER 21, 2016 COUNCIL MEETING

MINUTES

DATE: Wednesday, December 21, 2016

CLOSED MEETING: 5:15 P.M.

REGULAR MEETING: 7:00 P.M.

The December 21, 2016 Regular Council Meeting was held on the above date and called to order at 5:15 p.m. in the Council Chambers, Aberfoyle.

1. **ATTENDANCE:**

Mayor Dennis Lever
Councillor Matthew Bulmer
Councillor Susan Fielding
Councillor Ken Roth
Councillor John Sepulis

STAFF IN ATTENDANCE:

1. Karen Landry, CAO/Clerk
2. Mary Hasan, Director of Finance/Treasurer
3. Don Creed, Director of Public Works and Parks

OTHERS IN ATTENDANCE

1. Robin Wayne
2. Cathy Smith
3. Blair Moch
4. Dianne O'Krafka
5. Kelli and Lorne Wallace
6. Paul O'Krafka

2. **DISCLOSURE OF PECUNIARY INTEREST & THE GENERAL NATURE THEREOF:**

Councillor Bulmer declared a pecuniary interest with respect to Item 8 – Aberfoyle Farmers' Market Update for Council as he provides services to the Aberfoyle Farmer's market. Councillor Bulmer left the Council table and did not partake in any discussions or voting on the matter.

3. **CLOSED MEETING**

Council was in closed session from 5:21 p.m. to 6:52 p.m.
Council recessed from 6:53 p.m. to 7:00 p.m.

Resolution No. 2016-469:

Moved by Councillor Sepulis and
Seconded by Councillor Fielding

That Council shall go into closed session under Section 239 of the Municipal Act for the purpose of:

- (a) **Confidential Verbal Report from Karen Landry, CAO/Clerk, regarding litigation or potential litigation, including matters before administrative tribunals affecting the municipality or local board, and advice that is subject to solicitor-client privilege, including communications necessary for that purpose – 599 Arkell Rd.**
- (b) **Confidential Verbal Report from Karen Landry, CAO/Clerk regarding litigation or potential litigation, including matters before administrative tribunals affecting the municipality or local board and advice that is subject to solicitor client privilege, including communications necessary for that purpose – Reid – 7827 Wellington Road 36 - Normal Farm Practices Board Hearing**
- (c) **Confidential Verbal Report from Karen Landry, CAO/Clerk, regarding litigation or potential litigation, including matters before administrative tribunals affecting the municipality or local board and personal matters about an identifiable individual,**



THE CORPORATION OF THE TOWNSHIP OF PUSLINCH
DECEMBER 21, 2016 COUNCIL MEETING

including municipal or local board employees with respect to Slotegraaf Construction Inc. 4421 Sideroad 10 North and building matters.

- (d) Confidential Report ADM-2016-022- Citizen Appointments to the Planning and Development Advisory Committee regarding personal matters about an identifiable individual including municipal or local board employees.
- (e) Confidential Report from Council regarding personal matters about an identifiable individual including municipal or local board employees – Chief Administrative Officer Performance Review.

CARRIED

Resolution No. 2016-470: Moved by Councillor Sepulis and
Seconded by Councillor Fielding

THAT Council moves into open session.

CARRIED

Council resumed into open session at 7:00 p.m.

Resolution No. 2016-471: Moved by Councillor Fielding and
Seconded by Councillor Sepulis

That Council receives the:

- (a) Confidential Verbal Report from Karen Landry, CAO/Clerk, regarding litigation or potential litigation, including matters before administrative tribunals affecting the municipality or local board, and advice that is subject to solicitor-client privilege, including communications necessary for that purpose – 599 Arkell Rd.
- (b) Confidential Verbal Report from Karen Landry, CAO/Clerk regarding litigation or potential litigation, including matters before administrative tribunals affecting the municipality or local board and advice that is subject to solicitor client privilege, including communications necessary for that purpose – Reid – 7827 Wellington Road 36 - Normal Farm Practices Board Hearing
- (c) Confidential Verbal Report from Karen Landry, CAO/Clerk, regarding litigation or potential litigation, including matters before administrative tribunals affecting the municipality or local board and personal matters about an identifiable individual, including municipal or local board employees with respect to Slotegraaf Construction Inc. 4421 Sideroad 10 North and building matters.
- (d) Confidential Report ADM-2016-022- Citizen Appointments to the Planning and Development Advisory Committee regarding personal matters about an identifiable individual including municipal or local board employees.
- (e) Confidential Report from Council regarding personal matters about an identifiable individual including municipal or local board employees – Chief Administrative Officer Performance Review.

And that staff proceed as directed.

CARRIED

4. ADOPTION OF THE MINUTES: ≠

- (a) Budget Meeting – December 7, 2016
- (b) Closed Budget Meeting- December 7, 2016
- (c) Council Meeting – December 7, 2016
- (d) Closed Council Meeting – December 7, 2016

Resolution No. 2016-472: Moved by Councillor Sepulis and
Seconded by Councillor Fielding

That the minutes of the following meetings be adopted as written and distributed:

- (a) Budget Meeting – December 7, 2016
- (b) Closed Budget Meeting- December 7, 2016



- (c) Council Meeting – December 7, 2016
(d) Closed Council Meeting – December 7, 2016

CARRIED

5. **BUSINESS ARISING OUT OF THE MINUTES:**

6. **PUBLIC MEETINGS:**

- a. Budget Input Public Information Meeting January 12, 2017 at 7:00 p.m.

7. **COMMUNICATIONS:**

1. Environmental Registry Alert

- (a) Bottled water technical guidance document.

2. 2017 Budget and Municipal Levy

- (a) Correspondence from MPAC dated December 12, 2016.

3. Monthly Monitoring Report, Mill Creek Pit, License #5738, 7115 Concession 2.

- a. Correspondence from Dufferin Aggregates dated December 12, 2016.

4. **Intergovernmental Affairs**

- a. Councillor Sepulis- Cost of Hydro for rural residents and financial inequity for municipalities served by Hydro One

Resolution No. 2016-473:

Moved by Councillor Fielding and
Seconded by Councillor Sepulis

WHEREAS there is inequity between the cost of hydro for rural residents as compared to urban residents due to higher distribution charges;

AND WHEREAS this practice targets and negatively affects rural residents, especially those already unable to pay for the high cost of hydro;

AND WHEREAS electricity is generally available across the province;

AND WHEREAS electricity is distributed by a municipal electric utility (MEU) or Hydro One;

AND WHEREAS all electric distribution customers across the Province have funded the maintenance, growth and development of the electric distribution system serving them, through their utility rates;

AND WHEREAS under deregulation, the Province determined that the local municipality owned the MEU serving their municipality;

AND WHEREAS ownership of an MEU conveyed significant value to the respective municipality and therefore the ratepayers in that municipality;

AND WHEREAS only those municipalities served by a MEU benefited financially as the owner;

AND WHEREAS those municipalities/ratepayers served by Hydro One have not received the same benefits associated with ownership equivalent to the MEU municipalities;

AND WHEREAS all Ontarians benefit from revenues generated from Hydro One, including those with a MEU;



THE CORPORATION OF THE TOWNSHIP OF PUSLINCH
DECEMBER 21, 2016 COUNCIL MEETING

AND WHEREAS the approach taken by the Province has created a significant financial inequity across municipalities;

THEREFORE BE IT RESOLVED THAT the Township of Puslinch requests the Province to re-evaluate the structure of hydro in terms of access and delivery and implement structural changes to address the unfair practice of charging more for delivery for rural residents;

AND FURTHER THAT the Township of Puslinch request the Province to consult with municipalities served by Hydro One and resolve the inequity; and

FURTHER THAT provincial legislation be amended to permit municipalities to invest (debt/equity) in the Electric distribution utility serving their municipality;

AND THAT this resolution be forwarded to the Premier of Ontario, the Minister of Finance, the Minister of Energy, the County of Wellington, the Chair and CEO of Hydro One, and the Association of Municipalities of Ontario (AMO).

CARRIED

- b. Various correspondence for review.

Resolution No. 2016-474: Moved by Councillor Sepulis and
Seconded by Councillor Fielding

WHEREAS municipal governments' infrastructure is critical to our collective economic health;

WHEREAS stable, predictable and formula- based infrastructure funding allows municipal governments to plan and schedule investments in infrastructure;

WHEREAS Ontario municipal governments have asset management plans which set out a municipality's longer term capital plan which reflects the infrastructure priorities of these asset management plans; and

WHEREAS a federal incrementality rule interferes with municipal long-term infrastructure priorities and diminishes the value of municipal asset planning and management;

NOW, THEREFORE BE IT RESOLVED that the Township of Puslinch calls on the federal government to provide long-term, predictable, and formula-based funding in its Phase 2 programs for municipal governments; and

BE IT ALSO RESOLVED that the Township of Puslinch calls on the federal government to change incremental requirements in Phase 2 to recognize in Ontario that a municipal government asset management plan meets a municipal incremental infrastructure requirement.

CARRIED

Resolution No. 2016-475: Moved by Councillor Fielding and
Seconded by Councillor Bulmer

WHEREAS the current Accommodation Review Process released by the Minister of Education to serve as a province wide minimum standard that, school boards must use to develop their own policies for pupil accommodation reviews is not reflective of the reality of rural school and community life;

AND WHEREAS school closures impact single-school small rural communities in all educational, social, and economic aspects to a far greater degree than those impacts in multi-school urban communities;



AND WHEREAS projected growth patterns of rural communities should be a factor within the review process;

THEREFORE BE IT RESOLVED that the Township of Puslinch requests the Minister of Education to initiate an immediate moratorium on the Accommodation Review Process until such time as a review of the above mentioned impacts on small rural communities are studied, completed and the results and recommendations are considered;

AND THAT this resolution be circulated to the Minister of Education, the Ontario Premier, the Leader of the Opposition Party, MPP Ted Arnott and the Town of Lakeshore.

Resolution No. 2016-476: Moved by Councillor Fielding and
Seconded by Councillor Sepulis

That the Intergovernmental Affairs correspondence items listed on the Council Agenda for the December 21, 2016 Council meeting be received.

CARRIED

8. DELEGATIONS/PRESENTATIONS

Councillor Bulmer disclosed a pecuniary interest, left the Council table, and refrained from discussion on the first item below:

7:05 p.m. – Aberfoyle Farmers' Market Update for Council, presentation by President Blair Moch and Secretary Cathy Smith.

Resolution No. 2016-477: Moved by Councillor Sepulis and
Seconded by Councillor Fielding

That Council receives the Aberfoyle Farmers' Market Update presentation.

CARRIED

7:15 p.m. – Lorne C. Wallace with respect to Report ADM-2016-027 Permission for Temporary Parking – Unopen Road Allowance – Plan 386 – Lorne Wallace

Resolution No. 2016-478: Moved by Councillor Fielding and
Seconded by Councillor Sepulis

That Council receives the presentation by Lorne C. Wallace with respect to Report ADM-2016-027 Permission for Temporary Parking – Unopen Road Allowance – Plan 386 – Lorne Wallace.

CARRIED

7:25 p.m. - Dianne O'Krafka respect to Report ADM-2016-027 Permission for Temporary Parking – Unopen Road Allowance – Plan 386 – Lorne Wallace

Resolution No. 2016-479: Moved by Councillor Sepulis and
Seconded by Councillor Fielding

That Council receives the presentation by Dianne O'Krafka respect to Report ADM-2016-027 Permission for Temporary Parking – Unopen Road Allowance – Plan 386 – Lorne Wallace.

CARRIED

7:35 p.m. - Paul O'Krafka respect to Report ADM-2016-027 Permission for Temporary Parking – Unopen Road Allowance – Plan 386 – Lorne Wallace

Resolution No. 2016-480: Moved by Councillor Fielding and



THE CORPORATION OF THE TOWNSHIP OF PUSLINCH
DECEMBER 21, 2016 COUNCIL MEETING

Seconded by Councillor Sepulis

That Council receives the presentation by Paul O'Krafka respect to Report ADM-2016-027 Permission for Temporary Parking – Unopen Road Allowance – Plan 386 – Lorne Wallace.

CARRIED

9. REPORTS:

1. Puslinch Fire and Rescue Services

(a) October and November 2016 Monthly Report

Resolution No. 2016-481: Moved by Councillor Sepulis and
Seconded by Councillor Fielding

THAT Council receives the Puslinch Fire and Rescue Services October and November 2016 Monthly Report.

CARRIED

2. Finance Department

a. FIN-2016-030 - Annual Indexing of Development Charges

Resolution No. 2016-482: Moved by Councillor Roth and
Seconded by Councillor Bulmer

That Report FIN-2016-030 regarding the Annual Indexing of Development Charges be received.

CARRIED

b. FIN-2016-031 Third Quarter Financial Report

Resolution No. 2016-483: Moved by Councillor Bulmer and
Seconded by Councillor Roth

That Report FIN-2016-031 regarding the Third Quarter Financial Report be received.

CARRIED

3. Administration Department

a. 2017 Township Council and Budget Meeting Dates

Resolution No. 2016-484: Moved by Councillor Roth and
Seconded by Councillor Bulmer

THAT Council receives the 2017 Township Council and Budget Meeting Dates;

AND THAT Council adopts the 2017 Council/Budget Meeting Schedule, as amended.

CARRIED

b. Service Level Meeting date:

i. Friday, February 24, 2017 at 9:00 a.m.

c. Report ADM-2016-20 Bill 181- Municipal Elections Act Amendments



THE CORPORATION OF THE TOWNSHIP OF PUSLINCH
DECEMBER 21, 2016 COUNCIL MEETING

Resolution No. 2016-485: Moved by Councillor Bulmer and
Seconded by Councillor Roth

**THAT Council receives Staff Report ADM-2016-020 with respect to Bill 181- the
Municipal Elections Modernization Act;**

**AND THAT Council maintains the existing first past-the-post election model for
the 2018 municipal election;**

**AND THAT Council enacts a by-law authorizing the use of vote tabulators for the
2018 municipal election.**

CARRIED

- d. Report ADM-2016-27 Permission for Temporary Parking – Unopen Road Allowance
– Plan 386 – Lorne Wallace

Council directed staff to look into the cost for transferring additional lands that are
subject to staff Report ADM-2016-027 and to consult with the Fire Department.

Resolution No. 2016-486: Moved by Councillor Roth and
Seconded by Councillor Bulmer

**That Report ADM-2016-027 regarding Permission for Temporary Parking –
Unopen Road Allowance – Plan 386 – Lorne Wallace be received; and**

**That Council authorize the parking of a maximum of two (2) vehicles in the
approximate location identified on the plan attached to Report ADM-2016-027
commencing January 2, 2017 and ending on June 30, 2017.**

RECORDED VOTE	YES	NO	CONFLICT	ABSENT
Councillor Bulmer		1		
Councillor Roth	1			
Mayor Lever	1			
Councillor Sepulis	1			
Councillor Fielding		1		
TOTAL	3	2		

CARRIED

4. Planning and Building Department

- (a) Wellington County Report Amending By-law D14/ONT (Weber), Zoning By-law
Amendment, 4576 Wellington Road 32 (Part Lots 3-5, Concession 3), Puslinch

Resolution No. 2016-487: Moved by Councillor Bulmer and
Seconded by Councillor Roth

**THAT Council receives the Wellington County Report Amending By-law D14/ONT
(Weber), Zoning By-law Amendment, 4576 Wellington Road 32 (Part Lots 3-5,
Concession 3), Puslinch;**

**AND THAT Council enacts a by-law to amend By-Law Number 19/85, as amended,
in accordance with the draft By-law attached to the Wellington County Report
Amending By-law D14/ONT (Weber), Zoning By-law Amendment, 4576 Wellington
Road 32 (Part Lots 3-5, Concession 3), Puslinch.**

CARRIED

5. Roads & Parks Department

None

6. Recreation Department



None

7. Mayor's Updates

10. NOTICE OF MOTION:

11. COMMITTEE MINUTES

None

12. MUNICIPAL ANNOUNCEMENTS

- (a) All the members of Puslinch Council congratulated Mayor Lever for being acclaimed Warden by Wellington County Council for the 2017-18 term.
- (b) Mayor Lever notified Council of the "Push for Change" campaign.
- (c) Councillor Bulmer notified Council of resident concerns with respect to the incorrect Postal Code on Watson Road.
- (d) Councillor Fielding notified Council that it was noted at the last COP Meeting that five cars were stolen last month at the Car Park.

13. UNFINISHED BUSINESS

14. BY-LAWS:

- (a) 085-2016 Being a by-law to amend the emergency response plan for the County of Wellington and member municipalities. (As per Resolution No. 2016-457)
- (b) 086-2016 Being a by-law to appoint Building Officials for the Corporation of the Township of Puslinch and to repeal By-laws 41/11 and 037/14.
- (c) 087-2016 A by-law to permit the Municipality to impose fees or charges with respect to services or activities provided, related costs payable, and for the use of its property. (As per Resolution No. 2016-455)

Resolution No. 2016-488:

Moved by Councillor Roth and
Seconded by Councillor Bulmer

That the following By-laws be taken as read three times and finally passed in open Council:

- a. **085-2016 Being a by-law to amend the emergency response plan for the County of Wellington and member municipalities. (As per Resolution No. 2016-457)**
- b. **086-2016 Being a by-law to appoint Building Officials for the Corporation of the Township of Puslinch and to repeal By-laws 41/11 and 037/14.**
- c. **087-2016 A by-law to permit the Municipality to impose fees or charges with respect to services or activities provided, related costs payable, and for the use of its property. (As per Resolution No. 2016-455)**

CARRIED

15. CONFIRMING BY-LAW

- (a) By-Law to confirm the proceedings of Council for the Corporation of the Township of Puslinch

Resolution No. 2016-489:

Moved by Councillor Bulmer and
Seconded by Councillor Roth

That the following By-law be taken as read three times and finally passed in open Council:



THE CORPORATION OF THE TOWNSHIP OF PUSLINCH
DECEMBER 21, 2016 COUNCIL MEETING

By-Law 087-2016 being a by-law to confirm the proceedings of Council for the Corporation of the Township of Puslinch at its meeting held on the 21st day of December 2016.

CARRIED

16. ADJOURNMENT:

Resolution No. 2016-490:

Moved by Councillor Roth and
Seconded by Councillor Bulmer

That Council hereby adjourns at 8:47 p.m.

CARRIED



Dennis Lever, Mayor



Karen Landry, CAO/Clerk

