

MINUTES

DATE: Wednesday, February 15, 2017

CLOSED MEETING: 6:00 P.M.

REGULAR MEETING: 7:00 P.M.

The February 15, 2017 Regular Council Meeting was held on the above date and called to order at 6:00 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
4. Nina Lecic, Deputy Clerk

OTHERS IN ATTENDANCE

1. Doug Smith
2. Sally Prior
3. Jessica and Stephen Goyda
4. John Sloom
5. Mary Lawrence
6. Glenna Smith
7. Karen Lever
8. Amanda Pepping
9. Colin Vanderwood
10. Wayne Hodges
11. Joan Hodges
12. Kathy White
13. Marcel Pruski
14. Gerie McCauley

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

None

3. **CLOSED MEETING**

Council was in closed session from 6:01 p.m. to 6:17 p.m.

Council recessed from 6:17 p.m. to 7:00 p.m.

Resolution No. 2017-032:

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 – Reid – 7827 Wellington Road 36 - Normal Farm Practices Board Hearing**
- (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 – 599 Arkell Rd.

- (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 with respect to Aggregate Assessment Appeals.

CARRIED

Resolution No. 2017-033: Moved by Councillor Fielding and
Seconded by Councillor Sepulis

THAT Council moves into open session.

CARRIED

Council resumed into open session at 6:17 p.m.

Resolution No. 2017-034: Moved by Councillor Sepulis and
Seconded by Councillor Filing

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 – Reid – 7827 Wellington Road 36 - Normal Farm Practices Board Hearing;
- (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 – 599 Arkell Rd;

And that staff proceed as directed.

CARRIED

Resolution No. 2017-035: Moved by Councillor Fielding and
Seconded by Councillor Sepulis

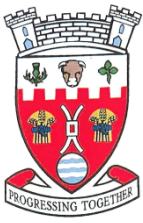
WHEREAS The Corporation of the Township of Puslinch (the “Municipality”) wishes to appeal decisions of the Municipal Property Assessment Corporation (“MPAC”) with respect to some properties within the Municipality that are used for the purposes of aggregate resources or gravel pits (the “Aggregate Property Appeals”);

AND WHEREAS The Corporation of the County of Wellington (the “County of Wellington”) wishes to assist the Municipality and retain legal counsel for the purposes of handling the Aggregate Property Appeals with MPAC;

AND WHEREAS Municipal Council of The Corporation of the Township of Puslinch wishes to confirm the appointment of the County of Wellington as their agent for the purposes of handling the Aggregate Property Appeals and authorizes them to retain legal counsel for the Aggregate Property Appeals;

NOW THEREFORE BE IT RESOLVED THAT Council of The Corporation of the Township of Puslinch hereby:

1. Appoints the County of Wellington to act as their agent for the purposes of the Aggregate Property Appeals and the County of Wellington shall have full authority to take all steps necessary to prosecute the Aggregate Property Appeals.



2. **Authorizes and directs the County of Wellington to retain legal counsel for the Aggregate Property Appeals on such terms as the County of Wellington shall determine in its full and absolute discretion. We understand the County of Wellington will pay all legal fees and disbursements for legal counsel.**
3. **Authorizes and directs the Mayor and the Clerk to take such further actions and execute such documents that may be required for the due carrying out of the foregoing.**

CARRIED

4. ADOPTION OF THE MINUTES:

- (a) Council Meeting – February 1, 2017
- (b) Closed Council Meeting – February 1, 2017

Resolution No. 2017-036: Moved by Councillor Sepulis and
Seconded by Councillor Fielding

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

- (a) Council Meeting – February 1, 2017
- (b) Closed Council Meeting – February 1, 2017

CARRIED

5. BUSINESS ARISING OUT OF THE MINUTES:

6. PUBLIC MEETINGS:

1. New Comprehensive Zoning By-law

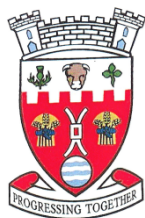
*note this Public Information Meeting will be held on 16th day, February, 2017 at 6:00 p.m. at the Puslinch Community Centre, 23 Brock Rd S.

7. COMMUNICATIONS:

1. 2016 Ecological and Aquatic Monitoring Report for the Roszell Pit
 - (a) Correspondence from Dance Environmental Inc. dated December 19, 2016.
 - (b) Comments from GWS Ecological & Forestry Services Inc. dated January 20, 2017
2. Environmental Registry Alerts
 - a. Royal Canin Canada Company dated February 7, 2017
3. Launch of the renewed community-focused Rural Economic Development (RED) program
 - a. Correspondence from the Ministry of Agriculture, Food and Rural Affairs dated January 30, 2017.
4. Comments on the proposed "Bottled Water Technical Guidance Document".
 - a. Correspondence from Harden Environmental dated January 27, 2017.
5. Request for waiving of rental fees for the Dance and Silent Auction taking place at the Puslinch Community Centre Hall on February 25, 2017.
 - a. Correspondence from the Whistle Stop Cooperative School date stamped February 9, 2017.

Resolution No. 2017-037: Moved by Councillor Fielding and
Seconded by Councillor Sepulis

THAT Council receives the fee waiver request by the Whistle Stop Cooperative School;



AND THAT Council hereby authorizes a 40% reduction for the Dance and Silent Auction.

CARRIED

7. Intergovernmental Affairs

Resolution No. 2017-038: Moved by Councillor Sepulis and
Seconded by Councillor Fielding

That the Intergovernmental Affairs correspondence items listed on the Council Agenda for February 15, 2017 Council meeting be received.

CARRIED

8. DELEGATIONS/PRESENTATIONS

Delegations with respect to PD-2017-001 Site Plan Agreement – Slood Construction Ltd. and ADM-2017-003 Liquor Licence – 599 Arkell Road:

Marcel Pruski addressed Council with respect to:

- Opposition to Staff Report PD-2017-001, particularly with respect to the septic system and the liquor license.

Colin Vanderwoerd of Van Harten Surveying addressed Council with respect to:

- Availability to answer questions with respect to staff report.

David Prior addressed Council with respect to:

- Request to extend speaking time to Council to 30 minutes.

Resolution No. 2017-039: Moved by Councillor Fielding and
Seconded by Councillor Roth

THAT Council waives the Procedural By-law and allows David Prior 15 minutes to address Council with respect to PD-2017-001 Site Plan Agreement – Slood Construction Ltd. and ADM-2017-003 Liquor Licence – 599 Arkell Road.

CARRIED

David Prior addressed Council with respect to:

- Concerns with proposed site plan agreement, particularly with respect to the sewage system, the landscape plan, water drainage and the liquor license.

Resolution No. 2017-040: Moved by Councillor Sepulis and
Seconded by Councillor Fielding

That Council receives the following delegations with respect to PD-2017-001 Site Plan Agreement – Slood Construction Ltd. and ADM-2017-003 Liquor Licence – 599 Arkell Road:

- a) Marcel Pruski
- b) Colin Vanderwoerd of Van Harten Surveying
- c) David Prior

CARRIED

9. REPORTS: ≠

1. Puslinch Fire and Rescue Services

None

2. Finance Department

None



3. **Planning and Building Department**

(a) January 2017 Building Report

Resolution No. 2017-041: Moved by Councillor Sepulis and
Seconded by Councillor Fielding

That Council receives the January 2017 Building Report.

CARRIED

(b) PD-2017-001 Site Plan Agreement – Slood Construction Ltd., property described as Rear Part Lot 7, Concession 9, municipally known as 599 Arkell Road, Township of Puslinch

Karen Landry, CAO/Clerk noted a correction on page 3 of Report PD-2017-001 with respect to comments from Stan Denhoed and replacing the word “contaminated” with “completed”.

Resolution No. 2017-042: Moved by Councillor Sepulis and
Seconded by Councillor Fielding

That Report PD-2016-031 regarding the Slood Construction Ltd., property described as Rear Part Lot 7, Concession 9, municipally known as 599 Arkell Road, Township of Puslinch, be received; and

That Report PD-2017-001 regarding the Slood Construction Ltd., property described as Rear Part Lot 7, Concession 9, municipally known as 599 Arkell Road, Township of Puslinch, be received; and

That Council pass a by-law to authorize the entering into and the execution of a Site Plan Agreement with Slood Construction Ltd. for the property municipally known as 599 Arkell Road.

CARRIED

4. **Administration Department**

(a) ADM-2017-003 Liquor Licence – 599 Arkell Road

Resolution No. 2017-043: Moved by Councillor Fielding and
Seconded by Councillor Sepulis

That Report ADM-2017-003 regarding Liquor Licence – 599 Arkell Road be received; and

That Council directs staff to advise the Licence Appeal Tribunal on February 17, 2017 that compliance with all municipal requirements have been achieved provided that:

- the Site Plan Agreement has been executed by Slood Construction Ltd.
- all required securities have been provided to the Township and the change of use permit is issued; and
- that it be based upon the liquor license not exceeding permission for over 20 persons.

CARRIED

(b) ADM-2017-005 2016 Annual Water Report – Drinking Water System Number 260021034

Resolution No. 2017-044: Moved by Councillor Sepulis and
Seconded by Councillor Fielding



Council requested that future annual water reports provide an overview of the reporting requirements with respect to timing and an overview of any exceedances.

That Report ADM-2017-005 regarding the 2016 Annual Water Report – Drinking Water System Number 260021034 be received; and

That the 2016 Annual Water Report be submitted to the Ministry and the applicable agencies as outlined in Report ADM-2017-005.

CARRIED

(c) ADM-2017-007 Amend Parking By-law 5000-05

Resolution No. 2017-045: Moved by Councillor Roth and
Seconded by Councillor Bulmer

THAT Report ADM-2017-007 regarding the Amending of the Parking By-law 5000-05 be received;

AND THAT Council enacts a by-law to amend By-law 5000-05 being the Parking By-law for the Township of Puslinch.

CARRIED

(d) Wellington County Provincial Emergency Management Review PD 2017-1

Resolution No. 2017-046: Moved by Councillor Bulmer and
Seconded by Councillor Roth

That Council Receives the Wellington County Provincial Emergency Management Review PD 2017-1.

CARRIED

5. Roads & Parks Department

None

6. Recreation Department

None

7. Mayor's Updates

10. NOTICE OF MOTION:

- b. Councillor Sepulis- Mailing address changes for Canada Post (Deferred from the February 1, 2017 Council Meeting).
 - i. Correspondence from David G Pietrobon, resident of Aberfoyle, dated February 02, 2017
 - ii. Response from Andy Patterson, Manager, Government Affairs/Municipal Engagement, Canada Post dated February 9, 2017

Resolution No. 2017-047: Moved by Councillor Roth and
Seconded by Councillor Bulmer

WHEREAS Canada Post has recently been making adjustments to several Puslinch mailing addresses, changing them from Guelph to Puslinch in order to match them to their municipal address;



AND WHEREAS it is desirable to have a matching municipal and mailing address for all properties in the Township in order to facilitate delivery of mail and emergency services;

THEREFORE BE IT RESOLVED that Council for the Township of Puslinch advises Canada Post that it is desirous that all mailing addresses within the Township be replaced with "Puslinch";

AND THAT Canada Post gives priority to replacing mailing addresses of other municipalities that are within Puslinch (i.e. Cambridge, Moffat, Guelph);

AND THAT this resolution be sent to the Honourable Michael Chong for his support.

CARRIED

Resolution No. 2017-048: Moved by Councillor Bulmer and
Seconded by Councillor Sepulis

That Council waives the Procedural By-law to allow an introduction of a time sensitive Notice of Motion.

CARRIED

Councillor Roth addressed Council with respect to the precious Olympia ice resurfacer, that was donated to the Township, and that is no longer being used.

Resolution No. 2017-049: Moved by Councillor Roth and
Seconded by Councillor Bulmer

WHEREAS the Olympia ice resurfacer was given to the Township;

AND WHEREAS a new resurfacer was purchased in 2016;

THEREFORE BE IT RESOLVED that Township staff donate the Olympia resurfacer to the party/parties that donated it;

AND THAT the party/parties can take possession of the resurfacer as soon as possible.

CARRIED

11. COMMITTEE MINUTES

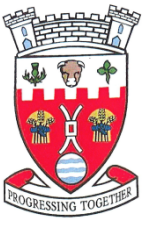
None

12. MUNICIPAL ANNOUNCEMENTS

- (a) Councillor Fielding notified Council that the new Hamilton Conservation Authority Chief Administrative Officer is Lisa Burnside. Council requested that Conservation Authority staff make a presentation, with respect to their budget, in the fall.
- (b) Councillor Sepulis, Councillor Bulmer and Mayor Lever provided an overview of their attendance at the Rural Ontario Municipal Association conference.
- (c) Councillor Roth provided an overview of the Puslinch Lake Conservation Authority meetings.
- (d) Councillor Bulmer provided an overview of the Green Legacy Programme.
- (e) Mayor Lever notified Council that the City of Guelph is closing Niska Road as of February 28, 2017.

13. UNFINISHED BUSINESS

14. BY-LAWS:



THE CORPORATION OF THE TOWNSHIP OF PUSLINCH
FEBRUARY 15, 2017 COUNCIL MEETING

- (a) 011-2017 Being a by-law to appoint a Building Official for the Corporation of the Township of Puslinch and to amend By-law No. 086/16.
- (b) 012-2017 Being a by-law to amend By-Law 5000-05, being a by-law to regulate the parking or stopping of vehicles on highways, public parking lots and in some instances, private property within the Township of Puslinch. (As per report ADM-2017-007)
- (c) 013-2017 Being a by-law to authorize the entering into a site plan agreement with Sloom Construction Ltd., property described as Rear Part Lot 7, Concession 9, municipally known as 599 Arkell Road, Township of Puslinch.

Resolution No. 2017-050: Moved by Councillor Bulmer and
Seconded by Councillor Roth

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

- (a) 011-2017 Being a by-law to appoint a Building Official for the Corporation of the Township of Puslinch and to amend By-law No. 086/16.
- (b) 012-2017 Being a by-law to amend By-Law 5000-05, being a by-law to regulate the parking or stopping of vehicles on highways, public parking lots and in some instances, private property within the Township of Puslinch. (As per report ADM-2017-007)
- (c) 013-2017 Being a by-law to authorize the entering into a site plan agreement with Sloom Construction Ltd., property described as Rear Part Lot 7, Concession 9, municipally known as 599 Arkell Road, Township of Puslinch.

CARRIED

15. CONFIRMING BY-LAW

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

Resolution No. 2017-051: Moved by Councillor Roth and
Seconded by Councillor Bulmer

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

By-Law 014-2017 being a by-law to confirm the proceedings of Council for the Corporation of the Township of Puslinch at its meeting held on the 15th day of February 2017.

CARRIED

16. ADJOURNMENT:

Resolution No. 2017-052: Moved by Councillor Bulmer and
Seconded by Councillor Roth

That Council hereby adjourns at 8:54 p.m.

CARRIED

Dennis Lever, Mayor

Karen Landry, CAO/Clerk