

THE CORPORATION OF THE TOWNSHIP OF PUSLINCH
SECOND REGULAR 2012 COUNCIL MEETING

MINUTES

DATE: Wednesday, December 21, 2011

TIME: 7:30 P.M.

The Second Regular 2012 Council Meeting was held on the above date and called to order at 7:30 p.m. in the Council Chambers, Aberfoyle.

ATTENDANCE: All members of Council and the CAO/Clerk-Treasurer.

OTHERS IN ATTENDANCE:

1. Mike Robinson, Wellington Advertiser
2. Fire Chief Bob Gordon
3. Fire Training Officer John Uptegrove
4. Heather Krouskie, Deputy Clerk
5. Don McKay, County Councillor Ward 7
6. Karen Lever
7. Janice Marr
8. Sandra Solomon
9. Kathy White

DISCLOSURE OF PECUNIARY INTEREST & THE GENERAL NATURE THEREOF:

None.

ADOPTION OF THE MINUTES:

Motion No. 1: Moved by Wayne Stokley and Seconded by Susan Fielding.

THAT: The 2011 Special Meeting Community Forum Minutes dated November 10, 2011 and the First Regular 2012 Council Meeting Minutes dated December 7, 2011, be and are hereby adopted as presented.

CARRIED.

BUSINESS ARISING OUT OF THE MINUTES:

1. **22nd Regular Meeting Minutes dated November 16, 2011 - Correspondence #11(a) – Aberfoyle Pit #2 (Lic. #5609) St. Lawrence Cement** – Mayor Lever advised that he has spoken with Ms. Whittle and Stan Denhoed. The well in question is on the adjoining property and not on the Whittle property. Mayor Lever will contact those property owners and report back.

COMMUNICATIONS:

1. Hamilton Conservation Authority

- (a) Correspondence from Katherine Menyes, Director, Watershed Planning and Engineering, Hamilton Conservation Authority dated November 28, 2011 regarding changes to the Planning and Regulations Policies and Guidelines document. The changes affecting Section 28 Regulation Permitting Process and Erosion Access Allowance Policies.

**2. Zoning By-law Amendment Application #P5/11 – Deter, Part Lot 4 & 5, Concession 3
4584 Wellington Rd. #32**

- (a) Correspondence from Liz Yerex, Resource Planner, Grand River Conservation Authority dated December 7, 2011 advising that the Authority has no objection to the amendment to rezone the subject land to appropriate zone categories to prohibit a new residential dwelling and to address zoning compliance for accessory buildings on the property.
- (b) Correspondence from Sarah Wilhelm, Planner, County of Wellington dated December 7, 2011 providing her preliminary comments. Sarah recommends proceeding to the statutory public meeting but has concerns with the extent of lot coverage requested for the accessory buildings.

**3. Zoning By-law Amendment Application #P6/11 – UFCW Part Lot 6, Concession 2,
6628 Ellis Road**

- (a) Correspondence from Liz Yerex, Resource Planner, Grand River Conservation Authority dated December 7, 2011 advising that the Authority has no objection to the proposed amendment to rezone the subject land to an appropriate agricultural zone category to permit a professional office use on the subject property.
- (b) Correspondence from Sarah Wilhelm, Planner, County of Wellington dated December 7, 2011 providing her preliminary comments. Sarah has no concerns with the application and recommends proceeding to the statutory public meeting.

4. **McClintock Trailer Park**

- (a) Correspondence from David Harsch, K. Smart Associates Limited to the Ministry of the Environment dated December 7, 2011 enclosing an application for approval of private sewage works. The proposed sewage works includes the installation of a new holding tank to expand combined holding tank capacity to 5,600 litres, septic system upgrade for the Old Marina Restaurant and existing works consisting of a number of septic systems located throughout the park, each system serving a group of trailers.

5. **Mini Lakes Residents' Association**

- (a) Correspondence from Miles MacCormack, Stantec Consulting Ltd. dated December 7, 2011 regarding the wastewater treatment plant compliance mitigation plan status. Currently the plant is not in compliance on a 12-month rolling average with respect to nitrate however most recent monitoring indicates monthly nitrate averages for September, October and November 2011 respectively are acceptable and should bring the plant back into compliance should the trend continue for several more months. The recommended long-term plan is to provide better sludge management by using an additional tank for sludge storage, or to split the existing primary clarifier into an online sludge tank and smaller primary clarifier.

6. **Nestle Waters Canada**

- (a) Email correspondence from Stan Denhoed, Harden Environmental Services to Abdul Quayum, Ministry of the Environment dated December 13, 2011 regarding the proposed pump test of a potential back-up well. The well is situated along the western boundary of the Nestle Waters site. Stan has requested that the wells along McLean Road be monitored as this well is farther south on the property and little is known about the effect of pumping to the south.

7. **Source Water Protection**

- (a) Correspondence from Stan Denhoed, Harden Environmental Services dated December 15, 2011 regarding the drinking water policies to be implemented by the Township. The City of Guelph has asked that the Township review the proposed policies that will have to be administered by the Township. The policies are designed to protect the source water for the City of Guelph. Comments are requested by December 24, 2011. The policy will apply to a significant number of properties and must be carried out by an inspector familiar with the Ontario Building Code. Stan suggests that the Township consult Aldo Salis to find out if the Township can include a condition of approval that requires applicants to abandon their wells and if so, is it enforceable by the Township. Stan will prepare a response to the City on behalf of the Township.

8. **Community Forum**

- (a) Email from Diane Williamson dated December 14, 2011 providing her ideas for a future Community Forum. Diane would like to see a plan offering local food and country experiences for people living in the GTA.
- (b) Email correspondence from Matthew Bulmer, Aberfoyle Farmers Market to Diane Williamson dated December 15, 2011 in response to her comments. Matthew will share Diane's suggestions to the rest of the board and invited her to learn more about the market or get involved.

9. **Development Charges By-law 40/09**

- (a) Memorandum from Brenda Law dated December 16, 2011 regarding the proposed annual adjustment. The Development Charges by-law requires that development charges are adjusted annually as of January 1.

Motion No. 2: Moved by Ken Roth and seconded by Jerry Schmidt.

THAT: The Council in and for the Township of Puslinch does hereby accept that the development charges be adjusted annually at January 1 and that as at January 1, 2012 the following increases come into effect:

The Residential Development Charge is increased by 4.3% from \$3,656.02 to \$3,813.23 per dwelling unit.

The Non-Residential Development charge is increased by 4.3% from \$1.85 to \$1.93 per square foot.

CARRIED.

10. Lily and Ned Krayishnik, 6643 Concession 2 / OMB Case #PL111161

- (a) Confirmation of Hearing Room Arrangements from the Ontario Municipal Board dated December 13, 2011. The hearing is scheduled for Thursday February 9 and Friday, February 10 starting at 10:30 a.m. at the Municipal Complex. This is an appeal of a Committee of Adjustment decision.

11. City of Cambridge

- (a) Correspondence from Steve Taylor, Bytown Engineering – Sanchez Engineering Joint Venture received December 9, 2011 regarding the municipal class environmental assessment for Black Bridge Road. Recent development is triggering the need for road improvements. The purpose of the study is to develop a Recommended Plan that addresses current and future operational needs considering all modes of travel (bicycles, pedestrians, trucks and emergency vehicles/routes and transit). There will be two public information centres, the first will be held in the spring of 2012 and the second held later in the year. CAO/Clerk-Treasurer Brenda Law and Road Superintendent Don Creed will be participating in the Advisory Stakeholder Group meetings.

Council expressed concern that this would increase traffic on Roszell Road, Forestell Road and Concession 4.

12. GTA West Corridor Environmental Assessment

- (a) Municipal Advisory Group Meeting #6 Notes of April 20, 2011.
- (b) Correspondence from Neil Ahmed, Consultant Project Manager, McCormick Rankin Corporation dated December 9, 2011 regarding the draft Transportation Development Strategy Report. The project team continues to accept and review all comments submitted. MTO has decided to carry out additional analysis and consultation to further examine the

recommendations in that area. The additional work will be carried out over the Fall and Winter and is expected to be completed by Spring 2012. The work will focus on further examining the benefits and impacts of both a potential new transportation corridor through Halton Hills and potential improvements to the Highway 401 corridor.

13. **Aggregate Operations**

Mill Creek Pit (Lic. #5738)

- (a) Correspondence from Ron Van Ooteghem, Site Manager, Dufferin Aggregates dated December 14, 2011 providing the November monitoring data. Ron advises that there were no exceedances in November.

14. **Intergovernmental Affairs**

- (a) City of Waterloo Council Resolution of December 5, 2011 regarding the need for more timeliness in calculating property assessment values by the Municipal Property Assessment Corporation.

Motion No. 3: Moved by Wayne Stokley and seconded by Jerry Schmidt.

THAT: The Council in and for the Township of Puslinch does hereby support the resolution of the Council of the City of Waterloo dated December 5, 2011 re: Municipal Property Assessment Corporation.

CARRIED.

- (b) Correspondence from Fernando Lamanna, Deputy Clerk from the Town of East Gwillimbury dated December 6, 2011 regarding Council's resolution with respect to Commercial Fill Operators and the need to establish guidelines, regulations and a provincially regulated approval process.

Motion No. 4: Moved by Wayne Stokley and seconded by Susan Fielding

THAT: The Council in and for the Township of Puslinch does hereby support the resolution of the Council of the Town of Gwillimbury dated November 21, 2011 re: regulating the importation of fill.

CARRIED.

DELEGATIONS

1. **Ken Williams – Puslinch Optimist Recreation Centre
Digital Sign and Electronic Scoreboard**

Mr. Williams was unable to attend. A conceptual drawing of a new digital sign for the Community Park as well as a picture of the scoreboard for the Optimist Recreation Centre were provided. The digital sign will replace the existing Optimist board sign along Brock Road.

REPORTS:

1. **Fire Department**

- (a) **Motion No. 5:** Moved by Susan Fielding and seconded by Wayne Stokley.

THAT: The Fire Department Accounts for Payment for the Month of November, 2011 in the amount of \$63,869.07 be and are hereby authorized for payment.

CARRIED.

- (b) 2011 Report to Council and Response Report.

- (c) Puslinch Fire Calls from 1996 – 2011 / 12 Month Rolling Average Chart

- (d) Memorandum from Linda Dickson, CEMC dated December 7, 2011 enclosing the County Fire Training Officer Report.

- (e) Cambridge Fire Service Agreement Extension

Motion No. 6: Moved by Jerry Schmidt and seconded by Ken Roth

THAT: The Council in and for the Corporation of the Township of Puslinch does hereby agree to extend the current term of the Fire and Emergency Protection Agreement between the Corporation of the City of Cambridge and the Corporation of the Township of Puslinch from December 31, 2011 to March 31, 2012.

CARRIED.

- (f) The 12 Days of Holiday Fire Safety – Key Messages.

- (g) Articles from the Ingersoll Times entitled “Bylaw makes carbon monoxide detectors mandatory in Ingersoll”. A bylaw passed by town council on Monday, December 12, 2011 requires every residence with a fuel burning appliance, such as a natural gas furnace, or an attached garage to have at least one working CO detector. Residents have until June 13, 2012 to purchase and install a CO detector. After that, the bylaw will be strictly enforced. Depending on the situation, offenders can be ticketed about \$200 or be taken to court where the fine can be up to \$5,000.

- (h) The Canadian Press article dated December 18, 2011 entitled "Ontario volunteer fire department faces oh&s charges". Many in the fire service community are watching the case closely. The case stems from an early morning restaurant fire in September 2009 when volunteer firefighters arrived to the frantic screams of a woman saying her boyfriend was trapped in the apartment upstairs. Two firefighters went inside. One of them lost air and in the ensuing mayhem, they were unable to get out and one near death had to be rescued. The department is now on trial on three charges the provincial Ministry of Labour laid under the Occupational Health and Safety Act. The Ministry asserts that Meaford did not take reasonable measures to ensure the safety of the duo.

ACCOUNTS FOR PAYMENT:

1. **Motion No. 7:** Moved by Ken Roth and seconded by Jerry Schmidt.

THAT: The Council does hereby authorize for payment the GWS Ecological & Forestry Services Inc. invoices dated December 6, 2011 as follows:

1	MTO Service Centre East Bound Site Plan Review	\$501.77
2	MTO Service Centre West Bound Site Plan Review	\$688.22
3	Proposed Mast-Snyder Pit Natural Environmental Review	\$435.05
4	Barber's Beach/Irish Creek Estates Environmental Review	\$510.42
5	Mike's Mobile Site Plan Review	\$190.00
6	AI-XI Site Plan	\$471.21
	TOTAL	\$2,796.67

These amounts shall be invoiced to the applicable parties.

CARRIED.

2. **Motion No. 8:** Moved by Wayne Stokley and seconded by Susan Fielding.

THAT: The Council does hereby authorize for payment the Gamsby and Mannerow Limited invoice dated December 7, 2011 in the amount of \$338.71 with respect to Part Lot 20, Concession 7, Mike's Mobile.

This amount shall be invoiced to the applicable party.

CARRIED.

BY-LAWS:

1. **Motion No. 9:** Moved by Susan Fielding and seconded by Wayne Stokley.

THAT: The Council in and for the Township of Puslinch does hereby give

By-law #4/12, being a by-law to appoint Members to the **Public Works Committee**, its First, Second and Third Readings and Finally Passed this 21st day of December, 2011.

The following person is hereby appointed to membership on the Public Works Committee for a two (2) year term (2012 and 2013):

1. Paul Hohenadel

The following two (2) members of Council are hereby appointed to membership of the Public Works Committee for a one (1) year term (2012):

1. Councillor Jerry Schmidt - Chair
2. Councillor Ken Roth - Vice-Chair

CARRIED.

2. **Motion No. 10:** Moved by Ken Roth and seconded by Jerry Schmidt.

THAT: The Council in and for the Township of Puslinch does hereby give

By-law #5/12, being a by-law to appoint Members to the **Puslinch Recreation Committee**, its First, Second and Third Readings and Finally Passed this 21st day of December, 2011.

The following three (3) persons are hereby appointed to membership on the Puslinch Recreation Committee for a two (2) year term (2012 and 2013):

1. Cameron Tuck
2. Margaret Hauwert
3. Tom Jefferson

The following two (2) members of Council are hereby appointed to membership of the Puslinch Recreation Committee for a one (1) year term (2012):

1. Councillor Wayne Stokley - Chair
2. Councillor Ken Roth – Vice-Chair

CARRIED.

3. **Motion No. 11:** Moved by Jerry Schmidt and seconded by Ken Roth.

THAT: The Council in and for the Township of Puslinch does hereby give

By-law #6/12, being a by-law to Continue a **Planning Advisory Committee** and to appoint members, its First, Second and Third Readings and Finally Passed this 21st day of December, 2011.

The following two (2) persons are hereby appointed to membership on the Planning Advisory Committee for a two (2) year term ending December 31, 2013:

1. Brian Cowan
2. Robin Wayne

The following two (2) members of Council are hereby appointed to membership of the Planning Advisory Committee for a one (1) year term (2012):

1. Councillor Susan Fielding - Chair
2. Councillor Wayne Stokley – Vice-Chair

CARRIED.

4. **Motion No. 12:** Moved by Wayne Stokley and seconded by Susan Fielding.

THAT: The Council in and for the Township of Puslinch does hereby give

By-law #7/12, being a by-law to appoint Members to the **Fire & Rescue Committee**, its First, Second and Third Readings and Finally Passed this 21st day of December, 2011.

The following two (2) members of Council are hereby appointed to membership of the Fire & Rescue Committee for a one (1) year term (2012):

1. Councillor Susan Fielding - Chair
2. Councillor Jerry Schmidt - Vice-Chair

CARRIED.

5. **Motion No. 13:** Moved by Susan Fielding and seconded by Wayne Stokley.

THAT: The Council in and for the Township of Puslinch does hereby give

By-law #8/12, being a by-law to Appoint Members to the **Badenoch Community Centre Board**, its First, Second and Third Readings and Finally Passed this 21st day of December, 2011.

The following two (2) members of Council are hereby appointed to membership of the Badenoch Community Centre Board for a one (1) year term (2012):

1. Councillor Ken Roth
2. Councillor Jerry Schmidt

CARRIED.

6. **Motion No. 14:** Moved by Ken Roth and seconded by Jerry Schmidt.

THAT: The Council in and for the Township of Puslinch does hereby give

By-law #9/12, being a by-law to appoint Members to the **Audit Committee**, its First, Second and Third Readings and Finally Passed this 21st day of December, 2011.

The following person is hereby appointed to membership on the Audit Committee for a two (2) year term (2012 and 2013):

1. Jim McQueen

The following two (2) members of Council are hereby appointed to membership of the Audit Committee for a one (1) year term (2012):

1. Mayor Dennis Lever - Chair
2. Councillor Wayne Stokley - Vice-Chair

CARRIED.

Motion No. 15: Moved by Jerry Schmidt and seconded by Ken Roth.

THAT: The Council in and for the Corporation of the Township of Puslinch does hereby appoint representatives to the following Committees/Organizations as follows:

Committee	Member(s)	Term
Active Transportation Committee	Wayne Stokley	2014
Community Oriented Police Committee (COP)/Safe Community Committee	Susan Fielding	2012
Wellington Farm & Home Safety Association	Jerry Schmidt	2012
Local Health Integration Network	Susan Fielding	2014
Well Protection Committee (Nestle Waters)	Wayne Stokley and Dianne Paron	2014
Friends of Mill Creek	Jerry Schmidt	2012
Emergency Management	Susan Fielding, Alternate	2014

Accessibility Committee (County)	Matthew Bulmer	2014
Mayor's Absence (Alternate)	Susan Fielding (January – March)	
	Wayne Stokley (April – June)	
	Jerry Schmidt (July – September)	
	Ken Roth (October – December)	2014
Puslinch Lake Conservation Association	Wayne Stokley	2012

CARRIED.

NEW BUSINESS:

1. Councillor Wayne Stokley is hosting an Active Transportation Plan meeting on January 12, 2012 at 7 p.m. at the Township office with respect to the Plan and the proposed draft route. Councillor Stokley is looking for input from residents with respect to possible trails (on road and off road).
2. Councillor Jerry Schmidt provided an updated following today's Friends of Mill Creek meeting and presented a plaque to Mayor Lever on behalf of the group for the Township's contribution to the group for 2011.

CLOSED MEETING:

None.

UNFINISHED BUSINESS:

1. **Motion No. 16:** Moved by Wayne Stokley and seconded by Susan Fielding.
THAT: The Council in and for the Township of Puslinch does hereby accept the Agreement of Purchase and Sale dated December 21, 2011 between the Corporation of the Township of Puslinch and Balyrobe Ltd. and does hereby authorize the Mayor and the CAO/Clerk-Treasurer to execute the same regarding Part Lot 21, Concession 7, approximately 4.06 hectares (10.03 acres) PIN 71196-0029, in the Township of Puslinch in the County of Wellington. Re: Puslinch Community Centre Vacant Land.

CARRIED.

2. **Recreation Timetable**

CAO/Clerk-Treasurer Brenda Law raised a concern about a decision made by the recreation committee to eliminate free skating with sticks at the Optimist Recreation Centre. It was agreed that staff be allowed to deal with setting the schedule and that blocks of time would be set aside for free time with and without sticks.

CONFIRMING BY-LAW:

Motion No. 17: Moved by Susan Fielding and Seconded by Wayne Stokley.

THAT: The Council in and for the Corporation of the Township of Puslinch does hereby give By-law #10/11 being a by-law to confirm the proceedings of the Council of the Corporation of the Township of Puslinch at its meeting held on December 21, 2011, its First, Second and Third Readings and Finally Passed this 21st day of December, 2011.

CARRIED.

ADJOURNMENT:

Motion No. 18: Moved by Jerry Schmidt and Seconded by Ken Roth.

THAT: The Council does hereby Adjourn at 8:48 p.m.

CARRIED.

Signed: _____
Dennis Lever, Mayor

Brenda Law, CAO/Clerk-Treasurer