



## **MINUTES**

**DATE:** Wednesday, August 10, 2016

**TIME:** 6:30 p.m.

The August 10, 2016 Regular Council Meeting was held on the above date and called to order at 6:30 p.m. in the Council Chambers, Aberfoyle.

### **1. ATTENDANCE:**

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

### **STAFF IN ATTENDANCE:**

1. Karen Landry, CAO/Clerk
2. Paul Creamer, Director of Finance/Treasurer
3. Don Creed, Director of Public Works and Parks
4. Kelly Patzer, Development Coordinator
5. Steve Goode, Fire Chief
6. Michelle Cassar, Taxation and Office Administrator

### **OTHERS IN ATTENDANCE**

1. Bev Wozniak
2. Doug & Glenna Smith
3. Jean & Fred Stahlbaum
4. Cameron Tuck
5. Aldo Salis
6. Barbara Bulmer
7. Anne Day
8. Dianne Paron
9. John Sepulis
10. K. Lever
11. Kathy White
12. Don McKay
13. Sara Bailey
14. Gerry & Christine Hayden
15. Kevin & Charlene Johnson
16. Paul Sadhra
17. Jessie Beauclaire

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

None

### **3. ADOPTION OF THE MINUTES:**

- (a) Council Meeting – July 20, 2016
- (b) Closed Council Meeting – July 20, 2016
- (c) Special Council Meeting – July 21, 2016
- (d) Public Meeting Minutes – Zoning Hayden – June 23, 2016

Councillor Fielding requested that staff note in the Council minutes from July 20, 2016 regarding item 8(4)(b) that Mr. Tsounis clarified that the business intended would be a spa.

**Resolution No. 2016-291:** Moved by Councillor Fielding and  
Seconded by Councillor Roth



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

- (a) Council Meeting – July 20, 2016
- (b) Closed Council Meeting – July 20, 2016
- (c) Special Council Meeting – July 21, 2016

That the minutes of the following meetings be received:

- (d) Public Meeting Minutes – Zoning Hayden – June 23, 2016; and

That staff as directed at the July 21, 2016 Council meeting proceed with the development of a Concept Plan at a maximum cost of \$10,000.00.

**CARRIED**

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

None

5. **PUBLIC MEETINGS:**

6. **COMMUNICATIONS:**

1. **Aberfoyle Pit #2 Licence No. 5609 – Dufferin Aggregates – Victoria & Wellington Road 34**

- (a) Harden Environmental correspondence dated July 8, 2016 regarding the 2015 Monitoring Report Review
- (b) GHD Limited – 2015 Annual Monitoring Report – Aberfoyle Pit No. 2

2. **Nestle Waters Canada – Renewal of Permit to Take Water ≠**

- (a) Harden Environmental correspondence dated June 13, 2016 – submission of comments to the 2016 renewal of the PTTW.

**Note: The Renewal of Permit to Take Water for Nestle Waters Canada has not yet been posted to the EBR**

**Resolution No. 2016-292:** Moved by Councillor Roth and  
Seconded by Councillor Fielding

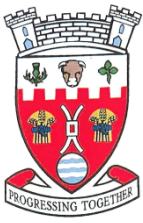
That Council receive the correspondence from Harden Environmental dated June 13, 2016 regarding the Permit To Take Water – Nestle Waters Canada; and

That staff arrange for Stan Denhoed to attend the September 7, 2016 Council meeting regarding this matter.

**CARRIED**

3. **CBM Aggregates Lanci Pit Licence No. 624952 – 7129/7139/7145 Concession 2 and 4284/4296 Sideroad 25 South**

- (a) Aercoustics correspondence dated June 30, 2016 regarding the 2016 Acoustical Audit.



**4. Puslinch Pit Licence No. 17600 CBM Aggregates – 4313 Sideroad 25 South**

- (a) Groundwater Science Corp. correspondence dated July 12, 2016 regarding a monitoring report update for the period March to June 2016.

**Stan Denhoed, Harden Environmental has reviewed the Report and notes the threshold limits have not been exceeded.**

**5. Mill Creek Pit Licence No. 5738 Dufferin Aggregates**

- (a) Monthly Monitoring Report – June 2016

**Stan Denhoed, Harden Environmental has reviewed the Report and notes the threshold limits have not been exceeded.**

**6. Canada Post – Proposed Address Changes ≠**

- a. Correspondence from Michael Chong, MP dated Wednesday July 27, 2016
- b. Correspondence from David G Pietrobon dated Saturday July 30, 2016

This matter was deferred to obtain additional information from Canada Post.

**7. Union Gas Guelph Reinforcement Pipeline Project**

- a. Correspondence from Stantec dated July 29, 2016. Notice of Project Commencement and preferred route – Wellington Rd 34 to Forestell

**8. Intergovernmental Affairs**

Various correspondence for review.

**Resolution No. 2016-293:** Moved by Councillor Roth and  
Seconded by Councillor Fielding

That the Intergovernmental Affairs correspondence items listed on the Council Agenda for August 20, 2016 Council meeting be received.

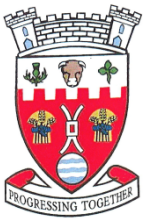
**CARRIED**

**7. DELEGATIONS/PRESENTATIONS**

**7:45 p.m. – Councillor Vacancy Appointment**

- Statement on order of proceedings
- Motion to confirm nominees to be considered for appointment
- Presentation by each Nominee (Maximum 10 minutes to explain why a nominee should be appointed) followed by four questions
- Voting
- By-law to appoint a new member of Council will be completed upon consideration of all By-laws as noted under Section 14 – By-laws.

Karen Landry advised that two nominees had withdrawn being William Cloutis and Cameron Tuck. Cameron Tuck was in attendance and was provided an opportunity to advise Council his reasons for withdrawing.



**Resolution No. 2016-294:** Moved by Councillor Fielding and  
Seconded by Councillor Roth

That the following persons, who have indicated in writing that they are legally qualified to hold the office of Councillor and consented to accept the office if they are appointed to fill the vacancy of Councillor, be considered for appointment to fill such vacancy:

- Antonio Duscio
- Kevin Johnson
- Paul Sadha
- John Sepulis
- Patrica Von Holstein-Rathlou

**CARRIED**

The voting process regarding the appointment of a member of Council was conducted in accordance with the Township's Council Vacancy Policy.

**Refer to Item 14(h).**

**8. REPORTS:**

**1. Puslinch Fire and Rescue Services**

None.

**2. Finance Department**

(a) Report FIN-2016-019 Amendment to 2016 Final Tax Levy By-law

**Resolution No. 2016-295:** Moved by Councillor Bulmer and  
Seconded by Councillor Fielding

That Report FIN-2016-019 regarding an amendment to the 2016 Tax Levy By-law be received; and

That Council enact a By-law to amend Schedule 5 of By-law 31/16 in accordance with Report FIN-2016-019.

**CARRIED**

(b) Report FIN-2016-020 – 2015 MPMP – To be distributed under separate cover on Monday, August 8, 2016)

This report was withdrawn by staff.

**3. Administration Department**

(a) Service Level Meeting Dates

September 14, 2016 at 1:00 p.m.  
September 15, 2016 at 9:00 a.m.  
October 6, 2016 at 9:00 a.m.

Discussion regarding a potential change in the above date(s) was deferred to September 7, 2016 in order to include the new member of Council in the discussion.



**4. Planning and Building**

- (a) County of Wellington Report dated August 3, 2016 – Zoning By-law Amendment – Hayden – 7128 Smith Road, Part of Lots 24 and 25, Concession 3

**Resolution No. 2016-296:** Moved by Councillor Fielding and  
Seconded by Councillor Bulmer

That Council receive County of Wellington Planning and Development Department Report – Hayden – 7128 Smith Road, Part of lots 24 and 25, Concession 3; and

That Council direct staff to bring forward a by-law to amend By-Law Number 19/85, as amended, in accordance with the draft By-law attached to the County of Wellington Planning and Development Department – Hayden – 7128 Smith Road, Part of lots 24 and 25, Concession 3 – Zoning By-Law Amendment Report dated August 3, 2016.

**CARRIED**

**5. Roads & Parks Department**

None.

**6. Recreation Department**

None.

**7. Mayor's Updates**

- (a) Correspondence from the Ministry of Municipal Affairs dated July 21, 2016.

**9. NOTICE OF MOTION:**

None.

**10. COMMITTEE MINUTES**

**11. MUNICIPAL ANNOUNCEMENTS**

- (a) Councillor Bulmer attended the funding announcement at Nestle. Councillor Bulmer noted it was a good opportunity to meet other people that are interested in this initiative. Councillor Bulmer indicated Nestle announced they donated \$460,000 to the University of Guelph to conduct leading-edge groundwater research in Wellington County.
- (b) Councillor Fielding advised that Sunday September 4, 2016 the Puslinch Lake Conservation Association will be holding their annual Ho-down for anyone that would like to attend.
- (c) Councillor Fielding indicated she recently attended a Hamilton Conservation meeting where it was announced there is now a bus service run by private citizens to assist the public to view Webster's Falls. All of the other parking in the area has been eliminated. Councillor Fielding advised that there have been several rescues recently due to inappropriate actions by tourists.



- (d) Mayor Lever advised he also attended the event where Nestle's announced the donation to the University of Guelph where the funds will go to the G360 Centre for Applied Groundwater Research and will support its bedrock groundwater research program. Mayor Lever noted that opportunities available through NSERC and the FCM Green Municipal Fund were also explored but this type of research currently does not qualify under the FCM program. Mayor Lever advised that FCM is currently looking at expanding the types of initiatives supported by its environmental program which may benefit these type of initiatives in the future.

## 12. UNFINISHED BUSINESS

None.

## 13. CLOSED MEETING

**Council was in closed session from 6:31 p.m. to 6:45 p.m.  
Council recessed from 6:46 p.m. to 7:00 p.m.**

### Resolution 2016-297

Moved by Councillor Bulmer 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 Rd 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 Arkeil Road – OMB – Minor Variance Appeal

**CARRIED**

### Resolution 2016-298

Moved by Councillor Bulmer and  
Seconded by Councillor Roth

That Council move into open session.

**CARRIED**

- (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

### Resolution 2016-299

Moved by Councillor Fielding and  
Seconded by Councillor Bulmer

That Council receive the 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 Rd 36; and

That staff proceed as directed.

**CARRIED**

- (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 Road – OMB – Minor Variance Appeal

**Resolution 2016-300**

Moved by Councillor Roth and  
Seconded by Councillor Bulmer

That Council receive the 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 Road.

**CARRIED**

**14. BY-LAWS**

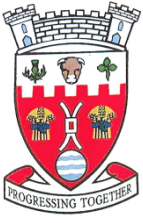
- (a) By-law 48/16 to amend By-law Number 19/85 - Tsounis Capital Investments Ltd – 40 Brock Rd S
- (b) By-law 49/16 to amend By-law Number 19/85 – J2K Capital Inc – East of 227 Brock Rd
- (c) By-law 50/16 to amend By-law Number 19/85 – Krayishnik and Tschanz – 6643 and 6637 Concession 2
- (d) By-law 51/16 to amend By-Law 19/85 – Noor Associates Ltd – 7456 McLean Rd West
- (e) By-law 52/16 to repeal By-law 37/16 being a By-law to authorize the entering into of an Agreement with John Hamilton (**Note: John Hamilton has advised he no longer wishes to proceed with the use of Township lands.**)
- (f) By-law 53/16 to appoint a Deputy Clerk
- (g) By-law 54/16 to amend the 2016 Tax Levy By-law 31/16
- (h) By-law 55/16 to appoint a Councillor

**Resolution 2016-301**

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) By-law 48/16 to amend By-law Number 19/85 - Tsounis Capital Investments Ltd – 40 Brock Rd S
- (b) By-law 49/16 to amend By-law Number 19/85 – J2K Capital Inc – East of 227 Brock Rd
- (c) By-law 50/16 to amend By-law Number 19/85 – Krayishnik and Tschanz – 6643 and 6637 Concession 2
- (d) By-law 51/16 to amend By-Law 19/85 – Noor Associates Ltd – 7456 McLean Rd West



- (e) By-law 52/16 to repeal By-law 37/16 being a By-law to authorize the entering into of an Agreement with John Hamilton
- (f) By-law 53/16 to appoint a Deputy Clerk
- (g) By-law 54/16 to amend the 2016 Tax Levy By-law 31/16
- (h) By-law 55/16 to appoint a Councillor – John Sepulis

**CARRIED**

**15. CONFIRMING BY-LAW**

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

**Resolution 2016-302:** 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:

By-Law **56/16** being a by-law to confirm the proceedings of Council for the Corporation of the Township of Puslinch at its meeting held on the 10th day of August, 2016.

**CARRIED**

**16. ADJOURNMENT:**

**Resolution No. 2016-303:** Moved by Councillor Roth and  
Seconded by Councillor Bulmer

That Council hereby adjourns at 8:59 p.m.

**CARRIED**

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Dennis Lever, Mayor

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Karen Landry, CAO/Clerk