

MINUTES

DATE: Wednesday, April 17, 2013

TIME: 7:30 P.M.

The Tenth Regular 2013 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.

OTHERS IN ATTENDANCE:

1. Betty Coburn, Deputy Treasurer
2. Phil Osburn
3. Ray Baldin
4. Tom Hetherington
5. Karen Lever
6. Sandra Solomon
7. Marilyn Fisher
8. Don McKay
9. Bev Wozniak
10. Jean & Fred Stahlbaum
11. Kathy White
12. Doug Smith
13. Donna Tremblay

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

1. Councillor Fielding disclosed a pecuniary interest with respect to Item number 5 (7)(b) – Puslinch COP Committee Media Release regarding Hwy 6 By-Pass, as a family member owns property in the area. Councillor Fielding left the Council table and did not partake in any discussion or voting on the matter.

3. ADOPTION OF THE MINUTES:

Motion No. 2013-033: Moved by Ken Roth and Seconded by Jerry Schmidt.

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

- Council Meeting held April 3, 2013 at 9:00 AM
- Council Meeting held April 3, 2013 at 1:00 PM
- Closed Meeting held April 3, 2013 at 9:00 AM
- Closed Meeting held April 3, 2013 at 1:00 PM

CARRIED.

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

None

5. **COMMUNICATIONS:**

1. **Puslinch Pit, Licence #17600 - Monitoring Report, March 2013**

2. **Roszell Pit, Licence #625189 – Minor Site Plan Amendment Request**

(a) Letter from Robert Gibson Consulting Services dated March 22, 2013.

3. **Roszell Pit, Licence #625189 – 2012 Annual Report**

(a) Annual Ground water monitoring report dated March 2013.

Council requested staff to bring forward the respective monitoring reports at the same time as the Town's consultant's report or comments are available.

4. **Blackbridge Mill Inn, Functional Servicing Report**

(a) Report from Stantec dated August 2012, prepared for South River Developments Ltd. Servicing Plan – Property located in North Hespeler area, Cambridge.

5. **Morrison Estates - Draft Plan of Subdivision 23T-08001**

(a) Letter from the Upper Grand District School Board dated April 10, 2013

6. **L. Ferraro Inc., Puslinch Industrial Development Environmental Impact Study
Terms of Reference**

(a) Letter from the GRCA dated April 3, 2013.

7. **County of Wellington Roads Committee Reports dated April 9, 2013**

(a) Flooding Issue on Wellington Rd 32 at Wellington Rd 33 (Waterloo/Wellington Boundary)

Mayor Lever advised that Councillor Stokley expressed concerns about participating stakeholders not hearing anything regarding this matter since June 2012. Mayor Lever indicated he will bring this to the attention of the County Committee and request the matter be reviewed further.

* See Item 2(1) regarding Disclosure of Pecuniary Interest-Councillor Fielding.

(b) Puslinch COP Committee Media Release Regarding Highway 6 By-pass.

Councillor Roth and Mayor Lever expressed concerns with the inaccuracies contained in the media release.

8. Open Tendering – Municipal Projects

(a) Letter from the Progressive Contractors Association of Canada (PCA) dated April 4, 2013 regarding the ability of a municipality to openly tender municipal projects to all eligible contractors in the area.

Council requested staff to obtain additional information on this matter and report back to Council.

9. Intergovernmental Affairs

(a) The various correspondence items were listed for review.

Motion No. 2013-034: Moved by Wayne Stokley and Seconded by Susan Fielding.

THAT the correspondence items as listed on the Council agenda for the April 17, 2013 Council meeting be received.

CARRIED.

6. DELEGATIONS:

Motion No. 2013-035: Moved by Ken Roth and Seconded by Jerry Schmidt.

THAT Council hereby waives the procedural by-law to permit a delegation after the preparation of an agenda regarding a matter on the agenda.

CARRIED.

1. Phil Osburn speaking on behalf of the Black Bridge Community Association which includes the community and surrounding neighbourhood of the Mill. The association currently has 30 members, including several on the Puslinch side of Townline Road. Phil Osburn indicated the association is concerned that if the Mill is developed to the full extent of Phase one and two as outlined in this report, it will have a negative impact on the neighbourhood with an increase in traffic and a loss of the quiet enjoyment of the respective property owners in the area.

Motion No. 2013-036: Moved by Susan Fielding and Seconded by Wayne Stokley.

THAT the delegation by Phil Osburn regarding the Blackbridge Mill Inn, Functional Servicing Report be received.

CARRIED.

7. **REPORTS:**

1. **Fire Department**

(a)Accounts for payment March 2013.

Motion No. 2013-037: Moved by Wayne Stokley and Seconded by Susan Fielding.

THAT the following accounts for the month of March, 2013 are hereby authorized for payment:

Fire Department in the amount of \$33,107.92

CARRIED.

Motion No. 2013-038: Moved by Jerry Schmidt and Seconded by Ken Roth.

THAT the March 2013 Fire Department Response Report be received.

CARRIED.

2. **Financial Department**

1. 2012 Reserve fund Financial Statements
2. Financial Report as of March 31, 2013
3. Statement of Expenditures for the period ending March 31, 2013
4. Budget Report by Department as of March 2013
5. Budget Report as of March 2013

Motion No. 2013-039: Moved by Wayne Stokley and Seconded by Susan Fielding.

THAT Council hereby receives the following reports as information:

- 2012 Reserve Fund Financial Statements
- Financial Report as of March 31, 2013
- Statement of Expenditures as of March 31, 2013
- Budget Report as of March 31, 2013

CARRIED.

8. **ACCOUNTS FOR PAYMENT:**

- (a) Goldman Sloan Nash & Haber LLP
- (b) McElderry & Morris
- (c) Gamsby and Mannerow Limited

Motion No. 2013-040: Moved by Jerry Schmidt and Seconded by Ken Roth.

That the following accounts for the month of March, 2013 are hereby authorized for payment:

- Goldman Sloan Nash & Haber LLP in the amount of \$1,303.73
- McElderry & Morris in the amount of \$245.60
- Gamsby and Mannerow Limited in the amount of \$3,060.55

CARRIED.

9. **MUNICIPAL ANNOUNCEMENTS:**

AUDIT COMMITTEE MEETING

Councillor Stokley advised that an Audit Committee Meeting has been scheduled for April 23, 2013 at 10:00 am.

WELLINGTON COUNTY OPP OPEN HOUSE

Councillor Roth stated that the open house event hosted by the Wellington County OPP in Kenilworth on April 3, 2013 was an excellent event and well worth attending as there were various demonstrations on equipment and training aids including canine handler.

10. **CLOSED MEETING:**

Council was in Closed session from 8:37 pm to 8:53 pm

Motion No. 2013-041: Moved by Ken Roth and Seconded by Jerry Schmidt.

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

- 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 – Development Agreement and Obligations – Aberfoyle Business Park.

CARRIED.

Motion No. 2013-042: Moved by Wayne Stokley and Seconded by Susan Fielding.

THAT Council move into open session.

CARRIED.

(a) **Motion No. 2013-043:** Moved by Susan Fielding and Seconded by Wayne Stokley.

THAT 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 personal matters about an identifiable individual including municipal or local board employees – Development Agreement and Obligations – Aberfoyle Business Park be received; and
That staff proceed as directed.

CARRIED.

11. **UNFINISHED BUSINESS:**
None.

12. **BY-LAWS:**

1. **Motion No. 2013-044:** Moved by Ken Roth and Seconded by Jerry Schmidt.

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

- By-law **29/13** being a by-law to fix the remuneration payable to the Officials of the Township of Puslinch for the year 2013.

CARRIED.

2. **Motion No. 2013-045:** Moved by Ken Roth and Seconded by Jerry Schmidt.

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

- By-law **30/13** being a by-law to adopt the Budget for the Township of Puslinch for the year 2013.

CARRIED.

FIRE COMMITTEE

3. **Motion No. 2013-046:** Moved by Wayne Stokley and Seconded by Jerry Schmidt.

THAT Council hereby authorizes staff to proceed with the Puslinch Township West End Fire Protection 2013 Response Trial commencing May 1, 2013 to October 15, 2013 which has been included in the 2013 Budget; and

Further, that staff notify area residents of the Response Trial prior to commencement of the trial program; and

Further, that staff provide general notification of the Response Trial through the newspaper; and

Further, that staff report back to Council on the results of the Trial program upon its completion.

CARRIED.

4. **Motion No. 2013-047:** Moved by Jerry Schmidt and Seconded by Ken Roth.

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

- By-law **31/13** being a by-law to confirm the proceedings of Council for the Corporation of the Township of Puslinch at its meeting held on the 3rd day of April, 2013.

CARRIED.

13. **ADJOURNMENT:**

Motion No. 2013-048: Moved by Ken Roth and Seconded by Jerry Schmidt.

THAT: The Council does hereby adjourn at 8:56 p.m.

CARRIED.

Dennis Lever, Mayor

Karen Landry, CAO/Clerk