

**MINUTES**

**DATE:** Wednesday, May 1, 2013

**TIME:** 1:00 P.M.

The Eleventh Regular 2013 Council Meeting was held on the above date and called to order at 1:00 p.m. in the Council Chambers, Aberfoyle.

1. **ATTENDANCE:**

All members of Council and the CAO/Clerk.

Councillor Susan Fielding left the meeting at 1:55 p.m.

**OTHERS IN ATTENDANCE:**

1. Donna Tremblay, Deputy Clerk
2. Robert Kelly, Chief Building Official
3. Don Creed, Public Works Superintendent
4. Kathy White
5. Brigitte Dimack
6. Janice Mair
7. Murray Short
8. Kathy White

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

1. Councillor Fielding disclosed a pecuniary interest with respect to Item number 5 (1) - Highway 6 By-pass & Morriston Community Safety Zones as a family member of Councillor Fielding owns property in the area. Councillor Fielding left the Council Table and did not partake in any discussion or voting on the matters.

3. **ADOPTION OF THE MINUTES:**

**Resolution No. 2013-049:** Moved by Wayne Stokley and Seconded by Susan Fielding.

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

- Council Meeting held April 17, 2013
- Closed Meeting held April 17, 2013

**CARRIED.**

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

None

5. **COMMUNICATIONS:**

1. **Hwy 6 By-pass & Morriston Community Safety Zone**

Letter from Wellington-Halton Hills MPP Ted Arnott dated April 17, 2013 including a letter from Hon. Madeleine Meilleur, Minister of Community Safety and Correctional Services.

\*see item 2(1) regarding Disclosure of Pecuniary Interest-Councillor Fielding.

2. **Official Plan 5-Year Review OPA 81 – Public Meeting**

County of Wellington Planning Committee Report dated April 4, 2013.

It was noted that the Public Meeting will be held in May 28, 2013 at 7:00 p.m.

3. **Niska Road Improvements from Ptarmigan Drive to the City of Guelph Limits**

Notice of Study Commencement from Burnside dated April 9, 2013  
Councillor Stokley questioned staff as to whether the Township's comments with respect to the Notice of Study and Commencement to Burnside had been provided. Staff advised that comments have been forwarded requesting that if a study group is formed to contact the Township for appointment of a representative.

4. **Mill Creek Pit – Licence #5738**

Monthly monitoring Report – March 2013  
(Stan Denhoed, Harden Environmental Services Ltd. – No comments to submit).

5. **Intergovernmental Affairs**

a) Various correspondences for review.

**Resolution No. 2013-050:** Moved by Susan Fielding and Seconded by Wayne Stokley

**THAT** the correspondence items listed on the Council agenda from the May 1, 2013 Council meeting be received.

**CARRIED.**

6. **DELEGATIONS**

1. Murray Short, RLB Chartered Accountants and Business Advisors – 2012 Township of Puslinch Financial Statement

1. Murray Short gave a brief overview of the information contained in the draft Financial Statements to Council.

**Resolution No. 2013-051:** Moved by Ken Roth and Seconded by Jerry Schmidt

**THAT** the delegation by Murray Short, RLB Chartered Accountants and Business Advisors – regarding the 2012 Township of Puslinch Financial Statement be received.

**CARRIED.**

**Resolution No. 2013-052 :** Moved by Jerry Schmidt and Seconded by Ken Roth

**THAT** Council adopt the 2012 Township of Puslinch Financial Statements

**CARRIED.**

7. **REPORTS:**

1. **Road Department**

a) Accounts for payment – April 2013.

**Resolution No. 2013-053 :** Moved by Ken Roth and Seconded by Jerry Schmidt.

**THAT** The Road Department Accounts for Payment for the Month of April, 2013 in the amount of \$87,301.77 be and are hereby authorized for payment.

**CARRIED.**

2. **Building Department**

- a) Chief Building Official's Report to Council – April 2013.

**Resolution No. 2013-054** Moved by Jerry Schmidt Seconded by Ken Roth

**THAT** Council hereby receives the Chief Building Official's Report to council as of April 2013.

**CARRIED.**

8. **COMMITTEE MINUTES**

- a) Planning Advisory Committee – January 28, 2013
- b) Heritage Committee – December 3, 2012
- c) Audit Committee – April 23, 2013
- d) Recreation Committee – March 19, 2013
- e) Public Works Committee – February 15, 2013
- f) Fire Committee – January 17, 2013

**Resolution No. 2013-055** Moved by Ken Roth Seconded by Jerry Schmidt

**THAT** the minutes of the following committee meetings be received as written and distributed:

- Planning Advisory Committee – January 28, 2013
- Heritage Committee – December 3, 2012
- Audit Committee – April 23, 2013
- Recreation Committee – March 19, 2013
- Public Works Committee – February 15, 2013
- Fire Committee – January 17, 2013

**CARRIED.**

9. **ACCOUNTS FOR PAYMENT**

None.

10. **MUNICIPAL ANNOUNCEMENTS**

**Fire Accreditation – May 1, 2013**

Councillor Wayne Stokley advised that the testing for Fire Accreditation was taking place on May 1, 2013 at 7:30 p.m.

**Green Legacy Tree Event**

Councillor Wayne Stokley stated that the event was a success and thanked Councillor McKay for his assistance.

**Optimist Fish Fry – Thursday, May 9, 2013**

Councillor Ken Roth advised that the Optimist Club was holding their annual fish fry on May 9, 2013 at 5:00 p.m.

**Optimist Clean Up**

Councillor Wayne Stokley announced that the clean-up was occurring on May 4, 2013.

**Trail Concept Plan – Lands Puslinch Community Centre**

Councillor Wayne Stokley advised that the Township's consultant is working with the GRCA regarding the potential location for a trail. It is anticipated Greg Scheifele, of GWS will have a report completed by the end of June 2013.

**Fire Association Conference**

Mayor Dennis Lever indicated he would be attending a portion of the Ontario Fire Chief's conference being held on May 4<sup>th</sup> to 8<sup>th</sup> in Toronto.

**10(B). NOTICE OF MOTION**

**Resolution No. 2013-056** Moved by Jerry Schmidt Seconded by Ken Roth

WHEREAS the floor at the Puslinch Community Centre needs to be repaired and refinished or replaced;

AND WHEREAS the Recreation Committee has received information and pricing for refinishing and replacing the floor;

AND WHEREAS the Recreation Committee has put a significant amount of time into obtaining information on the various options available for replacing the floor;

AND WHEREAS Council included in the 2013 Budget funds to repair and refinish the floor;

AND WHEREAS Council also included in the 2014 Capital Forecast funds to replace the floor;

AND WHEREAS the Recreation Committee at its meeting held on March 19, 2013 had discussions regarding the refinishing versus replacing the floor;

AND WHEREAS two flooring contractors have indicated that the floor can be sanded and refinished together with completing the necessary repairs and replacement that will greatly enhance and preserve the existing floor to an acceptable standard;

AND WHEREAS "Parquet" flooring is still being installed in new facilities due to its durability and performance capabilities;

AND WHEREAS it is feasible to realize several more years of usability with the existing floor upon carrying out the necessary repairs, refinishing and proper maintenance;

AND WHEREAS Council deems it expedient to pursue obtaining details and pricing associated with repair and refinishing the floor;

NOW THEREFORE Council for the Township hereby directs staff to obtain detailed information and costs in accordance with the Township's purchasing by-law on the work that is required to repair, sand and refinish the existing floor at the Puslinch Community Centre, time required to complete the work, life expectancy once the work is completed and the annual costs associated with maintaining the floor and report back to Council on the results;

AND FURTHER THAT the Recreation Committee be advised of the steps being undertaken by staff.

**CARRIED.**

**10(C). NEW BUSINESS**

1. Puslinch Community Centre –Additional Works

**Resolution 2013-057** Moved by Ken Roth and Seconded by Jerry Schmidt

**THAT** Council hereby waives the procedural by-law to allow and consider a matter after the preparation of an agenda regarding a matter which is time sensitive.

**CARRIED.**

**Resolution 2013-058** Moved by Wayne Stokley and Seconded by Susan Fielding

Whereas the washrooms addition at the Puslinch Community Centre is nearing completion; and

Whereas the Recreation Committee at its meeting held April 16, 2013, requested staff to look into ensuring the transition area between the two flooring tiles from the foyer to the washrooms flows; and

Whereas the Recreation Committee has suggested that the damaged drywall in the existing building be repaired; and

Whereas the contractor currently completing the washroom addition was requested to provide quotes for the above noted works; and

Whereas Council deems it expedient to have the works completed expeditiously and to coincide with the completion of the washroom addition;

Now therefore Council hereby authorizes staff to retain Demikon Construction Ltd. to complete revision to the washroom entry in the amount of \$4,834.00 plus HST and the damaged drywall in the existing building for a total maximum of \$4,834.00 through a Change Work Order; and

That funding for these works be derived from the 2012 surplus identified in the audited 2012 Financial Statements.

**CARRIED.**

11. **BY-LAWS:**

**Resolution 2013-059** Moved by Jerry Schmidt and Seconded by Ken Roth

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

- By-law **32/13** being a by-law to authorize the Mayor and Clerk to enter into an agreement with Helen and James McQueen regarding County of Wellington Application B80/12 for lands known as Part Lots 5 and 6, Registered Plan 131 being more particularly described as Part 1, on Reference Plan 61R-20043, Puslinch.
- By-law **33/13** being a by-law to authorize the Corporation of the Township of Puslinch to enter into of a Site Plan Agreement with 2354084 Ontario Limited (Mammoet).
- By-law **34/13** being a by-law to authorize the Corporation of the Township of Puslinch to enter into of a Site Alteration Agreement with 2354084 Ontario Limited (Mammoet).
- By-law **35/13** being a by-law to authorize the Corporation of the Township of Puslinch to enter into of an agreement with Sherron McClintock o/a McClintock's Trailer Resort & Pro Shop for the purpose of a temporary storage of a mini fire pumper.

- By-law **36/13** being a by-law to prohibit Heavy Vehicles on Municipal Highways.
- By-law **37/13** being a by-law to appoint Donna Tremblay as a Deputy Clerk for the Corporation of the Township of Puslinch.
- By-law **38/13** being a by-law to confirm the proceedings of Council for the Corporation of the Township of Puslinch at its meeting held on the 1<sup>st</sup> day of May, 2013.

**CARRIED.**

**12. CLOSED MEETING:**

Council was in Closed session from 12:45 pm to 1:00 pm

- (a) Confidential Verbal Report from Karen Landry, CAO regarding personal matters about an identifiable individual including municipal or local board employees – Director of Finance/Treasurer Recruitment.
- (b) Confidential Report from Stephen Garrod, Township Solicitor dated April 23, 2013 regarding litigation and 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 – OMB Appeal – Krayishnik – 6643 Concession 2.

**Resolution 2013-060** Moved by Ken Roth Seconded by Jerry Schmidt

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

- Confidential Verbal Report from Karen Landry, CAO/Clerk regarding personal matters about an identifiable individual municipal or local board employees-Director of Finance/Treasurer Recruitment.
- Confidential Report from Stephen Garrod, Township Solicitor dated April 23, 2013, regarding litigation and 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 – OMB Appeal – Krayishnik – 6643 Concession 2.

**CARRIED.**

**Resolution 2013-061** Moved by Jerry Schmidt and Seconded by Ken Roth

**THAT** Council move into open session.

**CARRIED.**

**Resolution 2013-062** – Moved by Wayne Stokley and Seconded by Susan Fielding

**THAT** Council receive the confidential verbal report from Karen Landry, CAO regarding personal matters about an identifiable individual including municipal or local board employees – Director of Finance/Treasurer Recruitment.  
And that staff proceed as directed.

**CARRIED.**

**Resolution 2013-063** Moved by Susan Fielding and Seconded by Wayne Stokley

**THAT** Council receive the confidential report from Stephen Garrod, Township Solicitor dated April 23, 2013, regarding litigation and 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 – OMB Appeal – Krayishnik – 6643 Concession 2.

**CARRIED.**

13. **UNFINISHED BUSINESS:**

None.

14. **ADJOURNMENT:**

**Resolution No. 2013-064:** Moved by Ken Roth and Seconded by Jerry Schmidt.

**THAT:** The Council hereby adjourns at 2:06 p.m.

**CARRIED.**

Signed:  \_\_\_\_\_  
Dennis Lever, Mayor

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Karen Landry, CAO/Clerk