



THE CORPORATION OF THE TOWNSHIP OF PUSLINCH
FIFTEENTH REGULAR 2013 COUNCIL MEETING

MINUTES

DATE: Wednesday, July 17, 2013

TIME: 7:30 P.M.

The Fifteenth Regular 2013 Council Meeting was held on the above date and called to order at 7:30 p.m. in the Council Chambers, Aberfoyle.

1. **ATTENDANCE:**

Mayor Dennis Lever
Councillor Susan Fielding
Councillor Ken Roth
Councillor Jerry Schmidt – regrets
Councillor Wayne Stokley

STAFF IN ATTENDANCE:

1. Donna Tremblay, Deputy Clerk
2. Mary Hasan, Director of Finance/Treasurer
3. Don Creed, Director Public Works and Parks
4. Robert Gordon, Fire Chief
5. Karen Landry, CAO/Clerk

OTHERS IN ATTENDANCE

1. Karen Lever
2. Jean and Fred Stahlbaum
3. Hugh Fielding
4. Janice Marr
5. Dianne Churcher
6. Ken Bennett
7. Burt Bennett
8. Doris Bennett
9. Edwina Bennett
10. Helen Purdy
11. Kathy White
12. Bev Wozniak

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

1. Councillor Fielding disclosed a pecuniary interest with respect to item number 5.6(a) 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 matter.

3. **ADOPTION OF THE MINUTES:**

Note: The following corrections were noted to the Minutes that were initially distributed with the Agenda package:

- Item 1 (3) – Others in Attendance – Don Van Ootehen- spelling corrected to “Ron Van Ootenghen”;
- Item 1 (10) – Others in Attendance – Janice Maur – spelling corrected “Janice Marr”.

Resolution No. 2013-117: Moved by Councillor Stokley and
Seconded by Councillor Fielding



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

- Council Meeting held June 19, 2013
- Closed Meeting held June 19, 2013

CARRIED

4. BUSINESS ARISING OUT OF THE MINUTES:

None.

5. COMMUNICATIONS:

1. County of Wellington

- a) County of Wellington Administration, Finance and Personnel Committee Report – 2013 Supplementary and Weighted Assessment Report – June 18, 2013.
- b) County of Wellington Administration, Finance and Personnel Committee Report – Puslinch Gravel Pit Appeals – June 18, 2013.

Mayor Lever to obtain additional information on the duration of the Con Cast appeal.

2. Puslinch Community Centre – Parkland Trail

- a) Correspondence from GWS Ecological & Forestry Services Inc. to Township of Puslinch regarding Puslinch Community Centre – Parkland Trail dated June 13, 2013

Council discussed the proposed location of the trail and inquired if the trail or sections of the trail could be closer to the creek. Karen Landry, CAO/Clerk advised Council that she would make enquires of GRCA staff and advise Council of any additional information received at the August, 14th Council meeting.

3. Mill Creek Pit, Licence #5738

- a) Correspondence from Dufferin Aggregates to Ministry of Natural Resources regarding Monthly Monitoring Report, for the month of May 2013, Mill Creek Pit, License #5738, Township of Puslinch, Wellington County dated June 13, 2013. Senior Hydrogeologist, Harden Environmental Services Ltd. has advised that he has no comments.

4. Mini Lakes Mobile Home Community

- a) Email from Amanda Pepping, P. Eng., Gamsby and Mannerow Limited regarding Mini Lakes Mobile Home Community 2012 Annual Operation & Maintenance Report dated July 2, 2013 (follow up regarding item 5 on page 4 of the Stantec Report.
- b) Report from Stantec Consulting Ltd. to Township of Puslinch dated March 27, 2013, regarding Mini Lakes Mobile Home Community 2012 Operation and Maintenance Report.



5. **Ontario Municipal Board Decision – 6643 Concession 2 (“Concession Road”) in the Township of Puslinch**

- a) OMB Case No: L12314/OMB File No.: PL121315 – Ned & Lily Krayishnik, Appellants and Township of Puslinch Respondent dated June 27, 2013.

6. **Hwy 6 – Morriston By-pass Project**

***refer to item 2 regarding Disclosure of Pecuniary Interest – Councillor Fielding**

- a) Correspondence from Ted Arnott, MPP, Wellington-Halton Hills to The Honourable Glen Murray, Minister of Transportation dated June 14, 2013.

7. **Rogers Communications Inc.**

- a) Response to Public Comments Received – 4555 Victoria Road South (RR#1) Puslinch – Rogers Site C4320
- b) Rebuttal to Rogers Response to Public Comments Received Regarding Proposal to Install Telecommunications Antenna at 4555 Victoria Road South, R.R.#1 Puslinch by Rogers Communications – Site C4328 dated July 14, 2013.
- c) Email from Sean Galbraith, Municipal Affairs Manager, Proliferate Consulting Group, Inc. to Township of Puslinch dated July 11, 2013.

7.1 **Ontario Ministry of Energy**

- (a) Correspondence from The Honourable Bob Chiarelli to Mayor Dennis Lever dated July 10, 2013.

8. **Intergovernmental Affairs**

- a) Various correspondence for review.

Resolution No. 2013-118: Moved by Councillor Roth and
Seconded by Councillor Fielding

That the correspondence items listed on the Council agenda from the July 17, 2013 Council meeting be received.

CARRIED

6. **DELEGATIONS**

1. Carolyn O'Donnell, Business Retention and Expansion Project Co-ordinator, and Jana Reichert, Economic Development Officer, County of Wellington – Presentation- County of Wellington Business Retention and Expansion Project.

Ms. O'Donnell and Ms. Reichert provided Council with a summary of the County's Business Retention and Expansion Project. They explained the background, purpose, scope and the tools which have been developed to carry out the project. Ms. Reichert provided Council with information regarding how the project will directly relate to the Township. Council thanked the delegations for their presentation but expressed their concerns about the ambitious timelines associated with the project.



Resolution No. 2013-119: Moved by Councillor Fielding and
Seconded by Councillor Stokley

That the delegation by Carolyn O'Donnell, Business Retention and Expansion Project Co-ordinator, and Jana Reichert, Economic Development Officer, of the County of Wellington regarding the County of Wellington Business Retention Expansion project be received.

CARRIED

2. Marilynn Crow – presentation, Symbolism on the Township of Puslinch Crest.

Ms. Crow provided Council with a summary of the research she had conducted on the Township of Puslinch's crest. Her presentation included a description of the various parts of the Township crest, including the historical significance of the different symbols displayed on the crest. Upon completion of her presentation she advised Council that after 27 years in her position, she will be retiring from the Puslinch Historical Society at end of her term in 2014. Council thanked her for her many years of service with the community.

Resolution No. 2013-120: Moved by Councillor Stokley and
Seconded by Councillor Fielding

That the delegation by Marilynn Crow, regarding the Symbolism on the Township of Puslinch Crest be received.

CARRIED

3. Chris Tyrrell, Manager, Planning & Environmental Design, MMM Group Limited – Presentation - Morriston, Telfer Glen Phase 2, Lands.

Mr. Tyrrell provided Council with a summary of the proposed project including location of lands being in a protected greenbelt area. Mr. Tyrrell's presentation included an overview of the County of Wellington's involvement through its Official Plan Amendment 81 and a summary of the Province's involvement in the approval process. Council thanked Mr. Tyrrell for his presentation and did not take a position on the project at this time.

Resolution No. 2013-121: Moved by Councillor Fielding and
Seconded by Councillor Roth

That the delegation by Chris Tyrrell, Manager, Planning & Environmental Design, MMM Group Limited regarding the Morriston, Telfer Glen Phase 2, Lands be received.

CARRIED

4. Ken Bennett—regarding Proposed Rogers Communications Wireless Telecommunications Antenna Installation – 4555 Victoria Road South (RR#1) Puslinch

Mr. Bennett advised Council of his continued concerns on the proposed installation of Rogers wireless telecommunications tower. Mr. Bennett advised Council that his concerns were that there was a lack of community involvement with respect to the location of the tower and that he believed that the proposed location did not represent good land use planning. Mr. Bennett advised Council that he had provided Rogers with alternatives for location of the tower, but believed that Rogers was not adequately addressing his concerns. He requested that Council reject the proposed location of the installation of the tower. Council thanked Mr. Bennett for his presentation and withheld its position on the matter until hearing the delegation from Mr. Galbraith.



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Resolution No. 2013-122: Moved by Councillor Roth and
Seconded by Councillor Fielding

That the delegation by Ken Bennett, regarding the proposed installation of a Rogers Communications Wireless Telecommunications Antenna at 4555 Victoria Road South (RR#1), Puslinch be received.

CARRIED

5. Sean Galbraith, Municipal Affairs Manager, Proliferate Consulting Group Inc. – regarding Proposed Rogers Communications Wireless Telecommunications Antenna Installation – 4555 Victoria Road South (RR#1) Puslinch.

Mr. Galbraith advised Council of Rogers desire for this proposed location for construction of the tower as it would fulfill the increasing need for bandwidth and create a more efficient network. Mr. Galbraith advised Council that Rogers had received Mr. Bennett's suggestions for alternate locations for the tower. These alternate locations had been discussed with the landowner but had not been accepted. Mr. Galbraith advised Council that the landowner was only agreeable to the present proposed site location. Mr. Galbraith advised Council that Mr. Bennett's concerns with respect to safety and a potential collapse of the tower had been taken into consideration but were not warranted.

Council thanked Mr. Galbraith for his presentation and requested that staff provide its comments to Rogers including:

- It did not support locating the tower in the locations proposed to date.
- It would encourage Rogers to work with the landlord in order to obtain a location for the tower that is suitable to all parties; and
- If such an agreement cannot be reached it would recommend Rogers locate the tower on a different property where the owner of the property is willing to consider impacts on the surrounding neighbours.

Resolution No. 2013-123: Moved by Councillor Fielding and
Seconded by Councillor Stokley

That the delegation by Sean Galbraith, Municipal Affairs Manager, Proliferate Consulting Group Inc., regarding the proposed installation of a Rogers Communications Wireless Telecommunications Antenna at 4555 Victoria Road South (RR#1), Puslinch be received.

CARRIED

7. **REPORTS:**

1. **Puslinch Fire and Rescue Services**

- (a) Puslinch Fire and Rescue Services Response Report for June 2013.
(b) Puslinch Fire and Rescue Services Payment Request – Expenses for June 2013.

Robert Gordon, Fire Chief, provided Council with a summary of the June 2013 Fire Response Report.

Resolution No. 2013-124: Moved by Councillor Fielding and
Seconded by Councillor Roth

That Council receive the Puslinch Fire and Rescue Services Response report for June 2013; and



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That Council hereby approves the Puslinch Fire and Rescue Services accounts for payment for June 2013 in the amount of \$48,964.71.

CARRIED

2. Finance Department

- (a) Financial Report as of June 30, 2013.
- (b) Statement of Expenditures for the period ending June 30, 2013.
- (c) Budget Report by Department as of June 30, 2013.
- (d) Budget Report as of June 30, 2013.

Resolution No. 2013-125: Moved by Councillor Stokley and
Seconded by Councillor Fielding

That Council hereby receives the following reports as information:

- Financial Report as of June 30, 2013.
- Statement of Expenditures for the period ending June 30, 2013.
- Budget Report by Department as of June 30, 2013.
- Budget Report as of June 30, 2013.

CARRIED

(e) Applications for Cancellation, Reduction or Refund of Taxes re: Chapter 25, Section 357, 358, the Municipal Act, S.O., 2001.

Resolution No. 2013-126: Moved by Councillor Roth and
Seconded by Councillor Fielding

That Council does hereby authorize the applications for Cancellation, Reduction or Refund of Taxes chapter 25, section 357 or 358 of the Municipal Act, 2001 as follows:

Year	Application #	Roll #	Write Off Amount
2011	24/11	6-06300-0446	\$10.05
2011	05/11	6-06300-0271	\$61.95
2012	15/12	6-06300-0446&0271	\$180.21
2012	01/12	6-06300-0097	\$339.20
2012	02/12	6-06300-0265	\$18.29

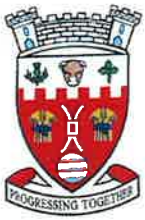
CARRIED

Resolution No. 2013-127: Moved by Councillor Fielding and
Seconded by Councillor Stokley

That Council does hereby authorize the applications for Cancellation, Reduction or Refund of Taxes chapter 25, section 357 or 358 of the Municipal Act, 2001 as follows:

Year	Application #	Roll #	Write Off Amount
2011	13/12	8-05700	\$577.05
2012	14/12	8-05700	\$741.95
2012	12/12	7-07600	\$357.94
2012	11/12	7-02700	\$72.24
2012	03/12	8-18580	\$1,538.81
2013	01/13	3-03500	\$1,968.74

CARRIED



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Resolution No. 2013-128: Moved by Councillor Stokley and
Seconded by Councillor Fielding

That Council does hereby authorize the applications for Cancellation, Reduction or Refund of Taxes chapter 25, section 357 or 358 of the Municipal Act, 2001 as follows:

Year	Application #	Roll #	Write Off Amount
2013	05/13	7-07800	\$152.29
2012	04/13	7-07800	\$0.00

CARRIED

3. Planning and Building Department

(a) Chief Building Official Report – June 2013

Resolution No. 2013-129 Moved by Councillor Fielding and
Seconded by Councillor Stokley

That Council receive the Chief Building Official Report for June, 2013.

CARRIED

(b) Report PD-2013-002 – Public Meeting – Rezoning Application – Andrea Clarke – 7632 Wellington Rd. 34, Part of Lot 20, Concession 9, – D14CLA

Resolution No. 2013-130: Moved by Councillor Fielding and
Seconded by Councillor Roth

That Report PD-2013-002 regarding Public Meeting – Rezoning Application – Andrea Clarke – 7632 Wellington Rd. 34 – Part of Lot 20, Concession 9 be received; and

That Council authorize the holding of the Statutory Public Meeting on August 14, 2013, at 6:00 p.m. in the Council Chambers, Municipal Complex.

CARRIED

4. Roads & Parks Department

(a) Roads Accounts for payment – June 2013

(b) Optimist Recreation Centre accounts for payment – June 2013

Don Creed, Director of Public Works and Parks, provided Council with a summary of the anticipated start and completion dates of the ongoing Township roads projects and tenders.

Resolution No. 2013-131: Moved by Councillor Fielding and
Seconded by Councillor Stokley

That Council hereby approves the Roads Department Accounts for payment for June, 2013, in the amount of \$63,983.73; and

That Council hereby approves the Optimist Recreation Center Accounts for payment for June 2013, in the amount of \$9,005.49.

CARRIED



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(c) PW-2013-002 - Authorizing Speed Limits By-Law 53/12

Resolution No. 2013-132: Moved by Councillor Roth and
Seconded by Councillor Fielding

That Report PW-2013-002 regarding Authorizing Speed Limits By-Law 53/12 be deferred to the September 4, 2013 meeting.

CARRIED

(d) PW-2013-003 - 2013 Capital Budget – Funding for Additional Projects

Don Creed, Director of Public Works and Parks provided Council with a summary of the capital budget projects that have been completed under budget and the projects and scope of work which can be completed earlier than anticipated.

Resolution No. 2013-133: Moved by Councillor Roth and
Seconded by Councillor Fielding

That Report PW-2013-003 regarding 2013 Capital Budget – Funding for Additional Projects be received; and

That Council approve funding in the estimated amount of \$60,000 for Inlet Pipe for Carrol Pond; and

That Council approve funding in the estimated amount of \$20,000 for Temporary Repairs for a portion of Townline Road between Roszell Road and River Road; and

That Council approve funding in the estimated amount of \$15,000 for the installation of a salt saver under body plow for the 2012 International Tandem Plow Truck; and

That Council approve funding in the estimated amount of \$50,000 for Sideroad 10, French's Bridge structure #0007; and

That these four projects be funded from the surplus funds derived from the 2013 Capital Projects – Concession 1 and Victoria Road.

CARRIED

5. **Administration Department**

(a) Report ADM-2013-002 - Appointment of a Treasurer for the Corporation of the Township of Puslinch.

Resolution No. 2013-134: Moved by Councillor Stokley and
Seconded by Councillor Fielding

That Report ADM-2013-002 regarding the Appointment of a Treasurer for the Corporation of the Township of Puslinch be received; and

That Council enact a by-law to appoint Mary Hasan as Treasurer for the Corporation of the Township of Puslinch.

CARRIED

(b) Report HER-2013-001 – Decorative Heritage Signs on Natural Heritage Signs.



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Resolution No. 2013-135: Moved by Councillor Fielding and
Seconded by Councillor Stokley

That Report HER-2013-001 regarding Decorative Heritage Signs be received; and

That Council approve Option B2 – White lettering with black background and keep gold lettering for the wording of “Puslinch Heritage” at a cost of \$190.00 per sign for seven signs at a total cost of approximately \$1300.00 to be funded through the Road Signage Account Number 0100304208.

CARRIED

(c) Report ADM-2013-003 - Office Furniture

Resolution No. 2013-136: Moved by Councillor Stokley and
Seconded by Councillor Fielding

That Report ADM-2013-003 regarding Office Furniture be received; and

That Council authorize the sole source retainer of Bakers atWork Office Furniture for the acquisition and installation of office furniture; and

That Council authorize the expenditure of funds in the amount of \$15,000 for office furniture and installation costs including any electrical and cable networking costs to be funded from account 010010 4303 Legal – Administration.

CARRIED

(d) Report ADM-2013-004 - Cenotaph Restoration

Resolution No. 2013-137: Moved by Councillor Fielding and
Seconded by Councillor Roth

That Report ADM-2013-004 regarding Cenotaph Restoration Project be received;
and

That Council authorize the allocation of additional funds in the amount of \$14,000 to the Cenotaph Restoration Project subject to receiving a grant from the Cenotaph/Monument Restoration Program through Veterans Affairs Canada; and

That additional funds be derived from the surplus from the Victoria Road and Gore Road Projects as outlined in Report PW-2013-003.

CARRIED

8. NOTICE OF MOTION:

(a) Councillor Stokley – Friends of Mill Creek request to waive fees associated with the rental of the Puslinch Community Centre -volunteer barbeque to be held on Wednesday, August 21, 2013 from 3:00 p.m. to 7:00 p.m.

Resolution No. 2013-138: Moved by Councillor Stokley and
Seconded by Councillor Fielding

WHEREAS the Friends of Mill Creek intend to hold a volunteer appreciation barbecue at the Puslinch Community Center on Wednesday, August 21, 2013 from 3:00 p.m. to 7:00 p.m.; and



WHEREAS the Friends of Mill Creek are requesting that Council of the Township of Puslinch waive the fees associated with the rental of the Puslinch Community Centre in the amount of \$210.00;

NOW THEREFORE be it resolved that Council directs that the fees associated with the rental being \$210.00 of the Puslinch Community Centre be waived for the Friends of Mill Creek volunteer appreciation barbecue to be held on Wednesday, August 21, 2013 from 3:00 p.m. to 7:00 p.m. at the Puslinch Community Centre.

CARRIED

9. COMMITTEE MINUTES

Committee of Adjustment – June 11, 2013
Planning and Advisory Committee – May 27, 2013
Public Works Committee – April 19, 2013

Resolution No. 2013-139: Moved by Councillor Roth and
Seconded by Councillor Stokley

That Council hereby receives the following minutes as information:

- Committee of Adjustment – June 11, 2013
- Planning and Advisory Committee – May 27, 2013
- Public Works Committee – April 19, 2013

CARRIED

10. ACCOUNTS FOR PAYMENT

- (a) Gamsby and Mannerow Limited accounts dated May 16, 2013
- (b) RLB Chartered Accounts and Business Advisors dated May 31, 2013

Resolution No. 2013-140: Moved by Councillor Stokley and
Seconded by Councillor Roth

That the accounts for Gamsby and Mannerow Limited dated May 16, 2013, in the amount of \$1,655.85 and RLB Chartered Accounts and Business Advisors dated May 31, 2013, in the amount of \$3,955.00 be authorized for payment.

CARRIED

11. MUNICIPAL ANNOUNCEMENTS

Emergency Management Exercise

Mayor Lever advised Council that the Township had participated in an emergency management exercise on June 26, 2013.

Optimist Club Canada Day Celebrations

Mayor Lever advised Council that the Optimist Club Canada Day Celebrations were well attended.



Hamilton Ti-Cats Football

Mayor Lever advised Council that he recently attended and enjoyed a Hamilton Ti-Cats football game at the Guelph stadium.

Wellington County – Emergency Management Preparedness - Mayor's Cook-Off

Mayor Lever advised Council that both himself and Councillor Roth participated in the Wellington County's Emergency Management Preparedness Mayor's Cook-Off on July 17, 2013.

12. CLOSED MEETING:

Council was in Closed session from 5:00 pm to 7:00 pm

Resolution 2013-141: Moved by Councillor Roth and
Seconded by Councillor Stokley

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

- a) Confidential Report from Karen Landry, CAO/Clerk regarding personal matters about an identifiable individual municipal or local board employees- Chief Administrative Officer Performance Review.
- b) Confidential Verbal Report from Karen Landry, CAO/Clerk 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 – Construction Lien.

CARRIED

Council recessed from 7:00 p.m. to 7:30 p.m.

Resolution 2013-142: Moved by Councillor Stokley and
Seconded by Councillor Roth

That Council move into open session.

CARRIED

12. (a) Confidential Report from Karen Landry, CAO/Clerk regarding personal matters about an identifiable individual municipal or local board employees- Chief Administrative Officer Performance Review.
- (b) Confidential Verbal Report from Karen Landry, CAO /Clerk 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 – Construction Lien

Resolution 2013-143: Moved by Councillor Roth and
Seconded by Councillor Stokley

That Council receive the following:



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- (a) Confidential Verbal Report from Karen Landry, CAO/Clerk regarding personal matters about an identifiable individual including municipal or local board employees- Chief Administrative Officer Performance Review.
- (b) Confidential verbal report from Karen Landry, CAO /Clerk 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 – Construction Lien

CARRIED

12. UNFINISHED BUSINESS:

None.

13. CONFIRMING BY-LAW:

Resolution 2013-144: Moved by Councillor Roth and
Seconded by Councillor Stokley

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

- By-Law **46/13** being a by-law to appoint Mary Hasan as Treasurer for the Corporation of the Township of Puslinch
- By-Law **47/13** being a by-law to confirm the proceedings of Council for the Corporation of the Township of Puslinch at its meeting held on the 17th day of July, 2013.

CARRIED

14. ADJOURNMENT:

Resolution No. 2013-145: Moved by Councillor Roth and
Seconded by Councillor Stokley

That Council hereby adjourns at 9:31p.m.

CARRIED



Dennis Lever, Mayor



Karen Landry, CAO/Clerk