



THE CORPORATION OF THE TOWNSHIP OF PUSLINCH  
TWENTY FIRST REGULAR 2013 COUNCIL MEETING

**MINUTES**

**DATE:** Wednesday, November 6, 2013

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

The Twenty First 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:**

Mayor Dennis Lever  
Councillor Susan Fielding  
Councillor Ken Roth  
Councillor Jerry Schmidt  
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. Karen Landry, CAO/Clerk

**OTHERS IN ATTENDANCE**

1. Bev Wozniak
2. Ted Laws
3. Bev Mannar
4. D. Mannar
5. Karen Lever
6. V. Norman
7. F. Montgomery
8. R. Campbell
9. Helen Purdy
10. Doug Smith
11. Janice Murr
12. Kathy White
13. Don McKay

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

None.

3. **ADOPTION OF THE MINUTES:**

**Resolution No. 2013-262:** Moved by Councillor Roth and  
Seconded by Councillor Schmidt

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

- Council Meeting October 16, 2013
- Closed Council October 16, 2013



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That the minutes of the following meetings be received:

- Public Information Meeting –Barry and Jane Lee– D14-LEE-October 16, 2013

**CARRIED**

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

None.

5. **PUBLIC MEETINGS:**

1. Fireworks By-Law

- (a) Notice of Public Meeting
- (b) Report ADM-2013-005 Proposed By-law to regulate the use and sale of Fireworks.

\* Council convened into a Public Meeting at 3:30 p.m.

\* See Public Meeting Minutes dated November 6, 2013

6. **COMMUNICATIONS:**

1. **Sign By-Law Amendment**

- (a) Correspondence from Zehrlevesque Inc. regarding McLean Road dated October 24, 2013.

**Resolution No. 2013-263:** Moved by Councillor Schmidt and  
Seconded by Councillor Roth

That the correspondence from Zehrlevesque Inc. regarding McLean Road dated October 24, 2013 be received; and

That Council enact a by-law to amend Sign By-Law No. 09/91 to permit Mammoet Canada Eastern Limited to erect:

- a) A wall sign greater than 9 square meters to a maximum of 73 square meters; and
- b) A pylon sign greater than 9 square meters to a maximum of 26.5 square meters; and
- c) A pylon sign with a front yard setback of 5 meters from the property line.

at the property municipally known as 7504 McLean Road.

**CARRIED**

2. **Telfer Glen Estates Phase 2**

- (a) Correspondence from Telfer Glen Developments Inc. dated September 21, 2013.

**Resolution No. 2013-264:** Moved by Councillor Roth and  
Seconded by Councillor Schmidt

That the correspondence from Telfer Glen Developments Inc. dated September 21, 2013 be received; and

That Council request that the County of Wellington provide a response.

**CARRIED**



3. **Proposed Cell Tower Installation – 16 Nicholas Beaver Road Morriston, ON**

- (a) Correspondence from SMJ International, LLC dated October 18, 2013;

**Resolution No. 2013-265:** Moved by Councillor Roth and  
Seconded by Councillor Schmidt

That the correspondence from SMJ International, LLC dated October 18, 2013 regarding the proposed cell tower installation at 16 Nicholas Beaver Road, Morriston, ON be received; and

That council direct staff to advise SMJ international, LLC that the Township supports the proposed cell tower installation at 16 Nicholas Beaver Road, Morriston, ON.

**CARRIED**

4. **Noise By-Law Exemption for Construction – Highway 6 Resurfacing from Highway 401 to Clair Rd.**

- a) Correspondence from Ministry of Transportation regarding Noise By-Law Exemption for Construction, Highway 6 Resurfacing from Highway 401 to Clair Rd. City of Guelph, Township of Puslinch, ON GWP 3112-10-00 dated October 15, 2013.

**Resolution No. 2013-266:** Moved by Councillor Stokley and  
Seconded by Councillor Fielding

The correspondence from the Ministry of Transportation regarding Noise By-Law Exemption for Construction, Highway 6 Resurfacing from Highway 401 to Clair Rd. City of Guelph, Township of Puslinch, On GWP 3112-10-00 dated October 15, 2013 be received; and

That Council has no objection to the Ministry of Transportation's request regarding the works consisting of milling the existing pavement followed by echelon paving from Highway 401 northerly to south of Clair Rd. intersection currently scheduled to commence on April 14, 2014 and be completed by December 31, 2014; and

That the Ministry of Transportation be requested to notify the property owners that abut Highway 6 between Highway 401 to Clair Rd. of the resurfacing schedule.

**CARRIED**

5. **Mill Creek Pit License #5738**

- a) Correspondence from Dufferin Aggregates to Ministry of Natural Resources regarding Monthly Monitoring Report – August 2013 dated September 13, 2013.

Stan Denhoed, Harden Environmental Services Ltd., has advised that he has no comments on the monitoring report.

6. **2012 Mill Creek Aggregates Pit Report**

- a) Revised correspondence from Harden Environmental to Township of Puslinch dated July 16, 2013.  
b) LRG Environmental Mill Creek Monitoring Report – January 1 to December 31, 2012 dated March 25, 2013.



7. **Pinebush/County Road 32 and Townline Road Drainage**

- a) Correspondence from Harden Environmental Services Ltd. regarding Pinebush/County Road 32 and Townline Road Drainage dated November 1, 2013.

Mayor Lever requested that the CAO/Clerk request a written status on the project from the Grand River Conservation Authority (GRCA) including reference to any technical data that was used in determining any approval by the GRCA of the project.

8. **Intergovernmental Affairs**

- a) Various correspondences for review.

**Resolution No. 2013-267:** Moved by Councillor Fielding and  
Seconded by Councillor Stokley

That the correspondence items listed on the Council agenda from the November 6, 2013 Council meeting be received.

**CARRIED**

7. **DELEGATIONS**

1. David Haley, Puslinch Resident and Mr. Ted Laws, Chairman Mini Lakes Safety and Security Committee regarding County Road 34 Speed Limit. **\*see item 8.4(a)**

Mr. David Haley and Mr. Ted Laws made presentations to Council with respect to the safety concerns of the many residents who reside in both Mini Lakes Trailer Park and Millcreek Country Club surrounding an increase in the speed limit along Wellington Road 34E from Victoria Road to Brock Road.

Mr. Laws made a presentation to Mayor Lever of the signatures of residents of 34E who are concerned with any increase in the speed limit.

**Resolution No. 2013-268:** Moved by Councillor Stokley and  
Seconded by Councillor Fielding

That the delegation from David Haley and Mr. Ted Laws, Chair Mini Lakes Safety and Security Committee regarding County Road 34 Speed Limit be received.

**CARRIED**

8. **REPORTS:**

1. **Puslinch Fire and Rescue Services**

None.

2. **Finance and Administration Department**

- (a) Report FIN 2013-004 - 2014 Fees By-law.

**Resolution No. 2013-269:** Moved by Councillor Schmidt and  
Seconded by Councillor Roth

That Report FIN-2013-004 – 2014 Fees By-Law be received; and



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That Council authorize that a Public Meeting be held on November 20, 2013 at 6:00 p.m. to obtain public input on the proposed fees By-Law; and

That staff report back to Council on the results of the Public Meeting.

**CARRIED**

(b) Report FIN 2013-005 – 2013 Grants.

**Resolution No. 2013-270:** Moved by Councillor Roth and  
Seconded by Councillor Schmidt

That Report FIN-2013-005 regarding the 2013 Grants be received.

**CARRIED**

(c) Report ADM-2013-011 – In-Kind Bookings – Township Facilities.

**Resolution No. 2013-271:** Moved by Councillor Schmidt and  
Seconded by Councillor Roth

That Report ADM-2013-011 regarding in-kind bookings at the Township Facilities be received; and

That Council authorize that commencing January 1, 2014, any community group meetings utilizing Township facilities be accommodated at the Puslinch Community Centre.

**CARRIED**

**3. Planning and Building Department**

(a) Report PD-2013-008 – 2nd Public Meeting – Rezoning Application – Cox Construction Ltd. – 6803 Laird Road – Part of Lot 13, Concession 4 – D14-COX

**Resolution No. 2013-272** Moved by Councillor Fielding and  
Seconded by Councillor Stokley

That Report PD-2013-008 regarding 2nd Public Meeting – Rezoning Application – Cox Construction Ltd. – 6803 Laird Road – Part Lot 13, Concession 4 – D14-COX be received; and

That Council authorize the holding of a 2nd Public Meeting on January 15, 2014 at 7:00 p.m. at the Puslinch Community Centre.

**CARRIED**

**4. Roads & Parks Department**

(a) Report PW-2013-005 – Township request to the County of Wellington regarding a re-evaluation of road speed limits of 60 km/hr on County Road 34 (WR34) from the intersection of Victoria Road (Concession 9) and Brock Road (WR46) in accordance with TAC Speed Limit guidelines.

**Resolution No. 2013-273:** Moved by Councillor Roth and  
Seconded by Councillor Schmidt

That Report PW-2013-005 regarding Township request to the County of Wellington regarding a re-evaluation of road speed limits of 60 km/hr on County Road 34



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(WR34) from the intersection of Victoria Road (Concession 9) and Brock Road (WR46) in accordance with TAC Speed Limit guidelines be received.

**CARRIED**

**Resolution No. 2013-274:** Moved by Councillor Roth and  
Seconded by Councillor Schmidt

That no action be taken until the Township has been assured that safety will not be negatively impacted.

A recorded vote was requested.

Recorded Vote	Yes	No	Conflict	Absent
Councillor Schmidt	√			
Councillor Roth	√			
Mayor Lever	√			
Councillor Stokley		√		
Councillor Fielding		√		

**CARRIED**

**Resolution No. 2013-275:** Moved by Councillor Roth and  
Seconded by Councillor Schmidt

That Council hereby requests the County of Wellington to conduct a re-evaluation of road speed limits of 60 km/hr on County Road 34(WR34) from the intersection of Victoria Road (Concession 9) and Brock Road (WR46) in accordance with TAC Speed Limit guidelines; and

That no action be taken until the Township has been assured that safety will not be negatively impacted.

A recorded vote was requested.

Recorded Vote	Yes	No	Conflict	Absent
Councillor Schmidt	√			
Councillor Roth	√			
Mayor Lever	√			
Councillor Stokley		√		
Councillor Fielding		√		

**CARRIED**

**9. NOTICE OF MOTION:**

(a) Notice of Motion to be considered at the November 20, 2013, Council Meeting

Councillor Stokley- Puslinch Fire and Rescue Christmas Family Skating Party

Councillor Stokley advised Council that the Puslinch Fire and Rescue will be holding a Christmas Party for their families at the Optimist Recreation Centre on Sunday, December 15, 2013, from 1:00 p.m. to 4:00 p.m. He will be bringing forward a Notice of Motion at the Council meeting to be held on November 20, 2013, with respect to a request that Council waive the fees associated with the rental of the Optimist Recreation Centre.



## 10. COMMITTEE MINUTES

Planning Advisory Committee– August 12, 2013  
Recreation Committee – September 24, 2013

**Resolution No. 2013-276:** Moved by Councillor Stokley and  
Seconded by Councillor Fielding

That Council hereby receives the following minutes as information:

- Planning Advisory Committee- August 12, 2013
- Recreation Committee – September 24, 2013

**CARRIED**

## 11. MUNICIPAL ANNOUNCEMENTS

### **Remembrance Day Ceremonies**

Councillor Roth advised Council of the Remembrance Day ceremonies that were taking place at the Cenotaph at the Puslinch Community Centre on Monday, November 11, 2013 to commence at 10:30 a.m. and invited everyone to attend.

### **In Motion Challenge**

Councillor Stokley advised Council that the results of the In-Motion Challenge have been published in the Wellington Advertiser. The Township placed third in the challenge this year behind Minto Township. Councillor Stokley thanked staff for arranging the trail walks and for those who took part in the challenge. Councillor Stokley inquired of staff as to whether some information could be collected and reported back to Council as to the time results. Councillor Stokley also suggested to Council that next year's challenge could include the involvement of the local schools.

### **Interpretative Sign Grant**

Councillor Stokley advised Council of a grant opportunity that the Township could take advantage of for an Interpretative Sign for the proposed trail behind the Puslinch Community Centre. Karen Landry, CAO Clerk advised Council that Greg Scheifele was working with the GRCA and Township Staff in order to prepare a report and costs estimates with respect to the proposed trail and this report would be coming forward to Council for the first meeting in December, 2013.

### **Puslinch Committee Vacancies**

Councillor Fielding advised those in attendance that there are a number of vacancies on the Township Committees which need to be filled. Applications are available on the Township website with the deadline for applications being November 13, 2013.

### **Hamilton Harbor Remedial Action Plan**

Mayor Lever advised Council that he attended a recent breakfast meeting in Hamilton on the number of efforts that have taken place to remediate the harbor.

### **Guelph-Wellington Business Enterprise Awards**

Mayor Lever advised Council that he attended the Guelph-Wellington Business Enterprise Awards Banquet and was pleased to see that businesses from the Township were recipients of awards.



**Counties, Regions and Single Tier Symposium**

Mayor Lever advised Council that he attended a very interesting seminar regarding the costs of OMERS to municipalities at the symposium in Oshawa on October 24<sup>th</sup> and 25<sup>th</sup>, 2013.

**12. CLOSED MEETING:**

Council was in Closed session from 2:30 p.m. to 2:50 p.m.

**Resolution 2013-277:** Moved by Councillor Fielding 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 Verbal Report from Karen Landry, CAO/Clerk, regarding personal matters about an identifiable individual including municipal or local board employees – 2013 Ontario Medal for Good Citizen Program.
- (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 – R&C Job Holding Inc. – D14-REN.

**CARRIED**

**Resolution 2013-278:** Moved by Councillor Stokley and  
Seconded by Councillor Fielding

That Council move into open session.

**CARRIED**

(a) Confidential Verbal Report from Karen Landry, CAO/Clerk, regarding personal matters about an identifiable individual including municipal or local board employees – 2013 Ontario Medal for Good Citizen Program.

**Resolution 2013-279:** Moved by Councillor Fielding and  
Seconded by Councillor Stokley

That Council receive the Confidential Verbal Report from Karen Landry, CAO/Clerk, regarding personal matters about an identifiable individual including municipal or local board employees – 2013 Ontario Medal for Good Citizen Program .

**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 – R&C Job Holding Inc. – D14-REN.





**Resolution 2013-280:** Moved by Councillor Schmidt and  
Seconded by Councillor Roth

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 – R&C Job Holding Inc. – D14-REN.; and

That staff proceed as directed.

**CARRIED**

**14. UNFINISHED BUSINESS:**

None.

**15. BY-LAWS:**

- a) By-Law to Amend the Zoning By-Law – Barry and Jane Lee – Part Lot 16, Concession 10 – 7751 Maltby Road, Township of Puslinch.
- b) By-Law to Amend Sign By-Law to permit a variance to the By-Law for Mammoet Canada Eastern Limited, at the property municipally known as Part Lot 25, Concession 8, township of Puslinch.

**Resolution 2013-281:** Moved by Councillor Stokley and  
Seconded by Councillor Fielding

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

- By-Law **65/13** being a by-law to Amend the Zoning By-Law – Barry and Jane Lee – Part Lot 16, Concession 10 – 7751 Maltby Road, Township of Puslinch
- By-Law **66/13** – being a By-Law to Amend Sign By-Law No. 9/91 to permit a variance to the by-law for Mammoet Canada Eastern Limited, at the property municipally known as 7504 McLean Road, Township of Puslinch

**CARRIED**

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

**Resolution 2013-282:** Moved by Councillor Stokley and  
Seconded by Councillor Fielding

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

- By-Law **67/13** being a by-law to confirm the proceedings of Council for the Corporation of the Township of Puslinch at its meeting held on the 6<sup>th</sup> day of November, 2013

**CARRIED**



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**16. ADJOURNMENT:**

**Resolution No. 2013-283:** Moved by Councillor Fielding and  
Seconded by Councillor Stokley

That Council hereby adjourns at 4:12 p.m.

**CARRIED**

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Dennis Lever, Mayor

\_\_\_\_\_  
Karen Landry, CAO/Clerk