



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

MINUTES

DATE: Wednesday, September 4, 2013

TIME: 1:00 P.M.

The Seventeenth 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. Karen Lever
2. Helen Purdy
3. Robert Bennett
4. Doris Bennett
5. Janice Marr
6. Kathy White

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

1. Councillor Fielding disclosed a pecuniary interest with respect to item number 8.5(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 – Ron Van Ootenghen – spelling corrected to “Ron Van Ooteghem”

Resolution No. 2013-181: Moved by Councillor Roth and
Seconded by Councillor Schmidt

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

- Special Council Meeting August 8, 2013
- Closed Special Council August 8, 2013
- Council Meeting held August 14, 2013, as amended
- Closed Council Meeting held August 14, 2013

That the minutes of the following meetings be received:



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- Public Information Meeting – Clarke – D14-CLA-August 14, 2013
- Public Information Meeting – Rockway Holdings Ltd. – D14-ROC-August 14, 2013

CARRIED

4. BUSINESS ARISING OUT OF THE MINUTES:

Councillor Stokley inquired of staff as to whether a walk of the proposed Puslinch Parkland Trail had been arranged. Staff advised that they were in the process of arranging the walk for October 2, 2013 and would advise Council once arrangements had been completed.

5. PUBLIC MEETINGS:

None.

6. COMMUNICATIONS:

1. Notice of Passing Zoning By-Law Amendments

- (a) Application – D14-CLA- Clarke 7643 Wellington Rd. 34;
- (b) Application – D14-ROC- Rockway Holdings Ltd. – 6492 Roszell Rd.

2. Monitoring Programs for the University of Guelph, Mill Creek Pit Licence #5738

- a) Correspondence from Dufferin Aggregates to Ministry of Natural Resources Re: Monthly Monitoring Report – June 2013 dated July 12, 2013.
- b) Correspondence from Dufferin Aggregates to Ministry of Natural Resources Re: Changes to Monitoring programs for the University of Guelph, Mill Creek Pit, Licence #5738 dated July 25, 2013.

3. Puslinch Pit Licence #17600

- a) Correspondence from Groundwater Science Corp. to CBM regarding May/June 2013 Monitoring Report.

4. Hwy 6 – Morriston By-pass Project

- a) Correspondence from Ted Arnott, MPP, Wellington-Halton Hills to The Hon. Madeleine Meilleur, Minister of Community Safety and Correctional Services dated August 15, 2013

5. City of Guelph – Water Supply Master Plan

- a) Correspondence from City of Guelph to Township of Puslinch Re: Notice of Commencement – Guelph Water Supply Master Plan Update/Class Environmental Assessment dated August 13, 2013.

6. Rogers Communications Inc. – Site C4328 – Proposal to Install Telecommunications Antenna at 4555 Victoria Road South

- a) Email from Sean Galbraith, Proliferate Consulting Group Inc. to Township of Puslinch dated August 22, 2013 with attachments.



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- b) Correspondence from Michael Balnar to Township of Puslinch dated August 12, 2013.

7. **Black Bridge Area Cultural Heritage Study and Environmental Assessment**

- a) Email from City of Cambridge to Township of Puslinch re: Black Bridge Area Cultural Heritage Study and Black Bridge Road Environmental Assessment (EA) dated August 22, 2013, with attached map.

Resolution No. 2013-182: Moved by Councillor Schmidt and
Seconded by Councillor Roth

That the correspondence from the City of Cambridge re: Black Bridge Area Cultural Heritage Study and Black Bridge Road Environmental Assessment (EA) dated August 22, 2013, be received; and

That the Township obtain input from its Heritage Committee prior to advising the City of Cambridge as to whether it has an objection to the study boundary for the Black Bridge Area Cultural Heritage Study being conducted by the City of Cambridge; and

That the Township supports in principle the City of Cambridge proceeding with the Black Bridge Road Environmental Assessment on Township owned land (Townline Road from Wellington Road 34 northerly to the intersection at Black Bridge Road/Roszell Road) ; and

That the Township is prepared to consider the transfer of ownership of the Townline Road segment.

CARRIED

8. **June 5, 2013 – Council Meeting – Delegations – Item 6.2 – Katherine J. Menyes, Director, Watershed Management Services regarding – Conservation Halton Watershed Report Card 2013.**

- a) Email from Katherine Menyes to Township dated June 24, 2013.

9. **Intergovernmental Affairs**

- a) Various correspondences for review.

Resolution No. 2013-183: Moved by Councillor Schmidt and
Seconded by Councillor Roth

That the correspondence items listed on the Council agenda from the September 4, 2013 Council meeting be received.

CARRIED

7. **DELEGATIONS**

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



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Ms. Bennett made a presentation to Council which included her concerns surrounding the process and location with respect to the installation of the telecommunications antenna.

Resolution No. 2013-184: Moved by Councillor Stokley and
Seconded by Councillor Fielding

That the delegation from Doris Bennett – regarding Proposed Rodgers Communications Wireless Telecommunications Antenna Installation – 4555 Victoria Road South (RR#1) Puslinch be received.

CARRIED

2. 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 gave a presentation to Council which included Proliferate Consulting Group Inc. efforts with the landowner regarding the proposed revised location for the tower installation.

Resolution No. 2013-185: Moved by Councillor Stokley and
Seconded by Councillor Fielding

That the delegation from Sean Galbraith, Municipal Affairs Manager, Proliferate Consulting Group Inc. – regarding Proposed Rogers Communications Wireless Telecommunications Antenna Installation – 4555 Victoria Road South (RR#1) Puslinch be received; and

That the Township does not support the revised location for a telecommunications antenna at 4555 Victoria Road South.

CARRIED

3. Julio D'Antonio, Jeffery & Spence Ltd. and Steven Smith, Frank Cowan Company – Presentation – 2013 Municipal Insurance Program.

Mr. Smith gave a presentation to Council which included a summary of the 2013 Revised Municipal Insurance Program for the Township.

Resolution No. 2013-186: Moved by Councillor Fielding and
Seconded by Councillor Stokley

That the delegation by Julio D'Antonio, Jeffery & Spence Ltd. and Steven Smith, Frank Cowan Company – Presentation 2013 Municipal Insurance Program be received; and

That the Township renew its insurance coverage in the Frank Cowan Company as outlined in the 2013 Revised Municipal Insurance Program dated August 27, 2013.

CARRIED

8. **REPORTS:**

1. **Puslinch Fire and Rescue Services**

None.



2. **Finance Department**

(a) Report FIN-2013-003 – Approval of Invoices and Requests for Payment.

Resolution No. 2013-187: Moved by Councillor Stokley and
Seconded by Councillor Fielding

That Report FIN-2013-003 – Approval of Invoices and Requests for Payment be received; and

That Council directs that invoices and requests for payments no longer be itemized and printed with the Council Agenda as a summary of all accounts paid are included in the TD Canada Trust Cheque Register by Date Report which is included on the Council agenda for information.

CARRIED

3. **Planning and Building Department**

(a) Report PD-2013-003 – Public Meeting – Rezoning Application – Barry and Jane Lee – 7751 Maltby Road – Part Lot 16, Concession 10 – D14-LEE.

Resolution No. 2013-188 Moved by Councillor Fielding and
Seconded by Councillor Stokley

That Report PD-2013-003 regarding Public Meeting – Rezoning Application – Barry and Jane Lee – 7751 Maltby Road – Part Lot 16, Concession 10 be received; and

That Council authorize the holding of a Statutory Public Meeting on October 16, 2013, at 6:00 p.m. in the Council Chambers, Municipal Complex.

CARRIED

(b) Report PD-2013-004- Public Meeting – Rezoning Application – Cox Construction Ltd. – 6803 Laird Road – Part of Lot 13, Concession 4 – D14-COX.

Council requested that staff make arrangements to hold the Public Meeting at the Puslinch Community Centre should there be an indication that attendance at the meeting will exceed the capacity of Council Chambers.

Resolution No. 2013-189 Moved by Councillor Stokley and
Seconded by Councillor Fielding

That Report PD-2013-004 regarding Public Meeting – Rezoning Application – Cox Construction Ltd. 6803 Laird Road – Part Lot 13, Concession 4 be received; and

That Council authorize the holding of a Statutory Public Meeting on October 16, 2013 at 6:15 p.m. in the Council Chambers, Municipal Complex.

CARRIED

(c) Report PD-2013-005 – Public Meeting – Rezoning Application – Michael and Lila Wassilyn – 4932 Concession 11 – Part Lot 24, Concession 11 – D14-WAS.

Resolution No. 2013-190 Moved by Councillor Fielding and
Seconded by Councillor Stokley

That Report PD-2013-005 regarding Public Meeting – Rezoning Application – Michael and Lila Wassilyn – 4932 Concession 11 – Part Lot 24, Concession 11 be received; and



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That Council authorize the holding of a Statutory Public Meeting on October 23, 2013 at 6:00 p.m. in the Council Chambers, Municipal Complex

CARRIED

- (d) Report PD-2013-006 – Public Meeting – Rezoning Application – R&C Job Holdings Inc. (Ren's Pet Depot) – Part of Lot 20, Concession 7 – D14-R&C.

Council requested that staff make arrangements to hold the Public Meeting at the Puslinch Community Centre should there be an indication that attendance at the meeting will exceed the capacity of Council Chambers.

Resolution No. 2013-191 Moved by Councillor Roth and
Seconded by Councillor Schmidt

That Report PD-2013-006 regarding Public Meeting – Rezoning Application – R & C Job Holdings Inc. (Ren's Pet Depot) – Part of Lot 20, Concession 7 be received; and

That Council authorize the holding of a Statutory Public Meeting on October 23, 2013 at 6:30 p.m. in the Council Chambers, Municipal Complex.

CARRIED

4. Roads & Parks Department

None.

5. Administration Department

***refer to Item 2.1 regarding Disclosure of Pecuniary Interest – Councillor Fielding.**

- (a) Verbal Report from Mayor Dennis Lever regarding University of Waterloo Study on Economic Impact of Hwy #6.

Mayor Lever advised council that a draft report has been completed. He has not been provided with a copy, but will provide council with an update once he receives further information.

- (b) Report ADM-2013-006 – 2014 Council Meeting and Budget Schedule.

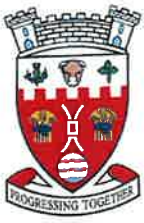
Councillor Stokley advised Council that he would be unable to attend the proposed December 11, 2013 capital budget meeting date. Council discussed alternate dates and requested staff to revise the proposed December 11, 2013 capital budget meeting date to December 3, 2013.

Resolution No. 2013-192: Moved by Councillor Schmidt and
Seconded by Councillor Roth

That Report ADM-2013-006 regarding the 2014 Council & Budget Meeting Schedule, be received, and

That Council adopt the 2014 Council and Budget Meeting Schedule, attached and amended as Appendix "A" to Report ADM-2013-006; and

That the 2014 Council and Budget Meeting Schedule be circulated to the County of Wellington for Information Purposes; and



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That the Township's website be updated to include the respective meeting dates.

CARRIED

(c) Report ADM-2013-008 – Office Closure – Christmas File No. H00/OFF.

Resolution No. 2013-193: Moved by Councillor Stokley and
Seconded by Councillor Fielding

That Report ADM-2013-008 regarding Office Closure – Christmas be received; and

That Council authorizes the closure of the Township office as follows:

December 24 at noon
December 27, 2013
December 31 at noon
January 2, 2015; and

That staff be required to use vacation or unpaid leave as applicable; and

That notice of the Office Closure be posted at the Township Office, on the Township website and published in the newspaper.

CARRIED

(d) Report ADM-2013-005 –Proposed By-Law to regulate the use and sale of
Fireworks File No. C01/FIR

Resolution No. 2013-194: Moved by Councillor Fielding and
Seconded by Councillor Stokley

That Report ADM-2013-005 regarding a proposed By-law to regulate the use and sale of Fireworks be received; and

That Council directs staff to proceed with holding a Public Meeting on November 6, 2013 at 3:30 p.m. in the Council Chambers at the Municipal Complex; and

That staff advise any stakeholders that may have an interest in this matter of the Public Meeting.

CARRIED

9. NOTICE OF MOTION:

None.

10. COMMITTEE MINUTES

Fire & Rescue Committee – May 15, 2013
Planning Advisory Committee - June 24, 2013

Resolution No. 2013-195: Moved by Councillor Stokley and
Seconded by Councillor Fielding

That Council hereby receives the following minutes as information:



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- Fire & Rescue Committee – May 15, 2013
- Planning Advisory Committee June 24, 2013

CARRIED

11. **ACCOUNTS FOR PAYMENT**

None.

12. **MUNICIPAL ANNOUNCEMENTS**

AMO Conference

Mayor Lever, Councillor Fielding, Councillor Roth and Councillor Schmidt provided Council with a summary of the activities, meeting, seminar and presentations that they attended at the AMO Conference held in Ottawa on August 18th to 21st. Many of the Councillors who attended the conference advised Council that this year's conference was one of the best in recent years.

Canada's 911 Ride Foundation

Councillor Stokley advised Council that on August 18, 2013, he attended a presentation of a donation by Nestle Waters Canada to both the Township of Puslinch Fire Department and Guelph Police Services of a public defibrillator. The defibrillators were purchased from the funds donated by Nestle Waters Canada to the Canada's 911 Ride Foundation.

Friends of Mill Creek

Councillor Stokley advised Council that on August 21, 2013, he attended the Friends of Mill Creek Volunteer barbeque where the Rangers gave a power point presentation which included the work which they performed during the summer months.

Councillor Stokley advised Council that on September 6, 2013, on the soccer field at the Puslinch Community Centre the Department of Fisheries and Oceans and The Honourable Michael Chong, MP for Wellington Halton Hills will be making a presentation of \$35,000 grant to the Friends of Mill Creek.

Councillor Stokley advised Council that the next Meet the Creek Watershed Walk was scheduled to take place on Sunday, September 15, 2013 at 2:00 p.m. The trail walk will take place on the Bond Trail located at the corner of concession 1 and side road 10 south.

Cambridge East Boundary Road Corridor Planning Meeting

Councillor Fielding advised Council that she has received an invitation to attend a Region of Waterloo staff meeting on Tuesday, September 17, 2013 at 9:00 a.m., regarding the project and will pass on information to those Councillors who express an interest in attending.

13. **CLOSED MEETING:**

Council was in Closed session from 3:45 pm to 4:27 pm



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Resolution 2013-196: 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 Report from Julio D' Antonio, Jeffery and Spence Insurance and Steven Smith, Frank Cowan Company, 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 – Insurance Claim Matters.
- (b) Confidential Verbal Report from Mayor Lever regarding personal matters about an identifiable individual including municipal or local board employees – CAO Performance Review.
- (c) 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 – Construction Lien.
- (d) 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 – Superior Court Application – Krayishnik – 6643 Concession 2

CARRIED

Resolution 2013-197: Moved by Councillor Roth and
Seconded by Councillor Schmidt

That Council move into open session.

CARRIED

13. (a) Confidential Report from Julio D' Antonio, Jeffery and Spence Insurance and Steven Smith, Frank Cowan Company, 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 – Insurance Claim Matters.

Resolution 2013-198: Moved by Councillor Schmidt and
Seconded by Councillor Roth

That Council receive the Confidential Report from Julio D' Antonio, Jeffery and Spence Insurance and Steven Smith, Frank Cowan Company, 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 – Insurance Claim Matters.

CARRIED

- (b) Confidential Verbal Report from Mayor Lever regarding personal matters about an identifiable individual including municipal or local board employees – CAO Performance Review.



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Resolution 2013-199: Moved by Councillor Roth and
Seconded by Councillor Schmidt

That Council receive the Confidential Verbal Report from Mayor Lever regarding personal matters about an identifiable individual including municipal or local board employees – CAO Performance Review.

CARRIED

- (c) 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 – Construction Lien.

Resolution 2013-200: 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 – Construction Lien.

CARRIED

- (d) 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 – Superior Court Application – Krayishnik – 6643 Concession 2.

Resolution 2013-201: Moved by Councillor Roth and
Seconded by Councillor Schmidt

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 – Superior Court Application – Krayishnik – 6643 Concession 2.

CARRIED

14. UNFINISHED BUSINESS:

None.

15. BY-LAWS:

1. Confirming By-Law.

Resolution 2013-202: Moved by Councillor Stokley and
Seconded by Councillor Schmidt

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



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- By-Law **56/13** being a by-law to confirm the proceedings of Council for the Corporation of the Township of Puslinch at its meeting held on the 4th day of September, 2013

CARRIED

16. ADJOURNMENT:

Resolution No. 2013-203: Moved by Councillor Fielding and
Seconded by Councillor Stokley

That Council hereby adjourns at 4:34 p.m.

CARRIED

Dennis Lever, Mayor

Karen Landry, CAO/Clerk