

MINUTES
REGULAR COUNCIL MEETING
MUNICIPALITY OF CENTRAL HURON
Monday, January 11, 2010 Council Chamber

PRESENT: **Council:** Reeve Dykstra, Deputy Reeve Bezaire, Councillors: Anderson, Barnim, Collyer, Ginn, Lobb and Stanley **Staff:** Chief Administrative Officer Richard Harding, Clerk Brenda MacIsaac, Deputy Clerk Cindy Denomme

REGRETS: Councillor Lobb, Councillor Anderson.

1. **CALL TO ORDER:** Reeve Dykstra called the meeting to order at 7:00 p.m.
 - 1.1 **Confirmation of the Agenda (Additions, deletions, corrections) nil**
2. **DISCLOSURE OF (DIRECT OR INDIRECT) PECUNIARY INTEREST:** none

3. **MINUTES OF PREVIOUS MEETING:**

MOTION:

1-2010 *Moved by Councillor Barnim, seconded by Deputy Reeve Bezaire that the minutes of the Regular Council Meeting held on December 14, 2009, be approved as printed.*

Carried

4. **PRESENTATIONS/DELEGATIONS:**

4.1 **Reeve's Comments:**

- Enjoyed a 10 day vacation in Belize
- Attended a Raceway Board meeting
- Attended meeting with Bluewater Shores regarding access issues
- Attended REACH regarding lease and management agreements
- Participated in Union Negotiations

5. **CORRESPONDENCE:**

5.1 **FOR COUNCIL'S INFORMATION:**

A) **Carol Mitchell, MPP Huron Bruce**

- Responding to our correspondence regarding our support of the resolution for a smart moratorium on disputed school closings.

5.2 **FOR COUNCIL'S CONSIDERATION:**

A) **Township of Mapleton**

- Requesting support of their resolution regarding moratorium on wind energy projects

MOTION: *Moved by Councillor Barnim, seconded by Deputy Reeve Bezaire that the Council of the Municipality of Central Huron supports the resolution from the Township of Mapleton requesting the Government of Ontario through the Ministry of Environment issue a moratorium on wind energy projects until a health study has been completed by an independent third party.*

Note & file

B) **Correspondence not dealt with by resolution:**

MOTION:

2-2010 *Moved by Deputy Reeve Bezaire, seconded by Councillor Collyer that all correspondence not specifically dealt with by resolution be noted and filed.*

Carried

6. **UNFINISHED BUSINESS:**

6.1 **COMMITTEE OF THE WHOLE REPORT (December 17, 2009)**

MOTION:

3-2010 *Moved by Councillor Barnim, seconded by Deputy Reeve Bezaire that the Committee of the Whole Report dated December 17, 2009 be approved as printed.*

Carried

A) Joint Health and Safety Committee:

MOTION:

4-2010

Moved by Councillor Barnim, seconded by Deputy Reeve Bezaire that the Council approve the attached Policy Statement and Terms of Reference as recommended by the Joint Occupational Health and Safety Committee at their November 19, 2009 meeting.

Carried

B) Blyth District Fire Area Board

MOTION:

Moved by Councillor Barnim, seconded by Deputy Reeve Bezaire that the Council of the Municipality of Central Huron accept the value of the assets of the Blyth and Area Fire Board and the percentage allocations; And further that the current Chairperson have signing authority until all business of the Board is concluded.

Tabled

- Council discussed the valuation of the assets of the board and it was decided that the Fire Chief, Treasurer and CAO from North Huron and Central Huron have a meeting to discuss the issue further.
- Reeve Dykstra commented on the need for assurance that there is fire coverage while the issues are being sorted out for the disbanding of the fire board. CAO Harding reported that a letter has been sent to North Huron regarding coverage.

6.2 Central Huron sale of shares in Clinton Power Corporation to ERTH Corporation

MOTION:

5-2010

Moved by Councillor Ginn, seconded by Councillor Collyer that the Municipality of Central Huron proceed to complete the sale of the Municipality's 2000 common shares in Clinton Power Corporation to ERTH Corporation in accordance with the terms of the Share Purchase Agreement between the Municipality and ERTH Corporation dated April 14, 2009, and the Put Option Agreement among the Municipality, ERTH Corporation and Erie Thames Powerlines Corporation dated April 14, 2009, subject to the following amendments;

- (i) *The Municipality shall receive 782,007 Class B shares in ERTH Corporation;*
- (ii) *The Put Option strike price shall be \$904,007.00;*
- (iii) *Closing shall be January 15, 2010, but with an effective date of January 1, 2010.*

The Reeve and CAO are hereby authorized for and on behalf of the Municipality to execute and deliver all closing documents with such alterations, amendments, additions and deletions as they may approve on behalf of the Municipality and execution accordingly shall be conclusive evidence of such approval, and the Reeve and CAO are hereby authorized to perform and do all such other acts and things as shall be required for the purpose of giving effect to this resolution.

Carried

- CAO Harding reviewed the correspondence received and circulated from Joan Krantz of Donnelly and Murphy regarding the details of the Share Purchase Agreement between the Municipality and ERTH Corporation and the Put Option Agreement among the Municipality, ERTH Corporation and Erie Thames Powerlines Corporation.
- Councillor Barnim asked if there would be any changes between now and the signing of the documents and CAO Harding advised that no changes are anticipated.

7. **BYLAWS:**

7.1 1-2010 – Annual Borrowing Bylaw

MOTION:

6-2010

Moved by Councillor Stanley, seconded by Councillor Ginn that Bylaw 1-2010 being a bylaw to authorize the borrowing from time to time to meet current expenditures during the fiscal year ending December 31, 2010 be now read for the first and second time this 11th day of January 2010.

Accepted as read

Carried

MOTION:

7-2010 *Moved by Councillor Stanley, seconded by Councillor Ginn that Bylaw 1-2010 be now read for the third time and finally passed this 11th day of January, 2010.*

Accepted as read

Carried

7.2 Bylaw 2-2010 – Interim Tax Bylaw

MOTION:

8-2010 *Moved by Councillor Stanley, seconded by Councillor Ginn that Bylaw 2-2010 being a bylaw to provide for interim tax levies for the year 2010 be now read for the first and second time this 11th day of January, 2010.*

Accepted as read

Carried

MOTION:

9-2010 *Moved by Councillor Ginn, seconded by Councillor Stanley that Bylaw 2-2010 be now read for the third time and finally passed this 11th day of January, 2010.*

Accepted as read

Carried

7.3 Bylaw 3-2010 – RInC Contribution Agreement

MOTION:

10-2010 *Moved by Councillor Ginn, seconded by Councillor Stanley that Bylaw 3-2010 being a bylaw to authorize a Contribution Agreement with Her Majesty the Queen in Right of the Province of Ontario, represented by the Minister of Health Promotion in regard to the Recreational Infrastructure Canada Program in Ontario (RInC) be now read for the first and second time this 11th day of January, 2010.*

Accepted as read

Carried

- CAO Harding explained that the project may not be what was originally applied for and the reason is that the scope of the work may be changed. The submitted project was off the shelf and Council and the Raceway board have not had a chance to have a look at that. The project may come in less and if it is less than 10% then we would not have to go back to them, but if it were more than we would have to explain why. It was also noted that in approving the agreement this does not hold the municipality responsible for going ahead with the project. Several meetings have been held by the committee made up of members of Council and Raceway board members.
- Councillor Ginn said the he is anxious to see this moving ahead and he would like all of council to sit with the raceway board when in discussions to hear what the Raceway would like. That may help move things forward. Councillor Stanley concurred with Councillor Ginn's comments.

MOTION:

11-2010 *Moved by Councillor Ginn, seconded by Councillor Stanley that Bylaw 3-2010 be now read for the third time and finally passed this 11th day of January, 2010.*

Accepted as read

Carried

7.4 Bylaw 4-2010 CPC Lease Agreement

MOTION:

12-2010 *Moved by Councillor Ginn, seconded by Councillor Stanley that Bylaw 4-2010 being a bylaw to authorize a Lease Agreement with the Clinton Power Corporation be now read for the first and second time this 11th day of January, 2010.*

Accepted as Read

Carried

MOTION:

13-2010 *Moved by Councillor Collyer, seconded by Councillor Ginn that Bylaw 3-2010 be now read for the third time and finally passed this 11th day of January, 2010.*

Accepted As Read

Carried

8. OTHER BUSINESS:

8.1 CAO Harding reported that part of the process with REACH will be a Lease Agreement and a Management Agreement which should be completed for next week. A financial summary is also being prepared that will show where we are, where we have been and where we will be in a few years.

9. ENQUIRIES / PUBLIC QUESTION PERIOD: nil

10. COMMITTEE OF THE WHOLE IN CAMERA:

MOTION:

14-2010 *Moved by Councillor Collyer, seconded by Councillor Ginn that Council adjourn to a Committee of the Whole "In Camera" in accordance with the Municipal Act, 2001 Section 239(b) (e) for the purpose of personal matters about an identifiable individual, including municipal or local board employees and for the purpose of litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board;*

*Carried
8:45 p.m.*

MOTION:

15-2010 *Moved by Councillor Collyer seconded by Councillor Ginn that Council reconvene into open session.*

*Carried
9:40 p.m.*

11. ANNOUNCEMENTS:

11.1 REGULAR COUNCIL MEETING:

- Monday, February 8, 2010 @ 7:00 p.m.

11.2 PLANNING ADVISORY COMMITTEE:

- Tuesday, January 26, 2010 @ 4:30 p.m. (public meeting for New consolidated Zoning Bylaw 5:00 p.m.)
- Tuesday, February 16, 2010 @ 4:30 p.m.

11.3 COMMITTEE OF THE WHOLE MEETING (C.O.W.):

- Thursday January 28, 2010
- Thursday, February 18, 2010 @ 9:00 a.m.

11.4 BUDGET MEETINGS:

- Tuesday February 2, 2010 @ 6:30 p.m.
- Thursday February 11, 2010 @ 6:30 p.m.

12. ADJOURNMENT:

MOTION:

16-2010 *Moved by Councillor Collyer, seconded by Councillor Ginn that this meeting stand adjourned at 9:40 p.m.*

Carried



Reeve, Bert Dykstra



Clerk, Brenda MacIsaac