



Corporation of the Municipality of South Huron
Minutes for the Regular Council Meeting

Monday, January 7, 2019, 6:00 p.m.
Council Chambers - Olde Town Hall

Members Present: George Finch, Mayor
Jim Dietrich, Deputy Mayor
Dianne Faubert, Councillor - Ward 1
Marissa Vaughan, Councillor - Ward 1
Aaron Neeb, Councillor - Ward 2
Barb Willard, Councillor - Ward 2
Ted Oke - Councillor - Ward 3

Staff Present: Dan Best, Chief Administrative Officer/Deputy Clerk
Sandy Becker, Director of Financial Services
Rebekah Msuya-Collison, Clerk

Others Present: Sarah Smith, Huron County Planner

1. Meeting Called To Order

Mayor Finch called the meeting to order at 6:00 p.m.

2. Public Meeting

Motion: 001-2019

Moved: T. Oke

Seconded: D. Faubert

That South Huron Council adjourn at 6:02 p.m. for the purpose of a Public Meeting pursuant to the Planning Act for proposed zoning and Official Plan amendments.

Disposition: Carried

Council reconvened the Regular Council meeting at 6:58 p.m.

3. Amendments to the Agenda, as Distributed and Approved by Council

Item 10.2 - Withdrawal of Notice of Motion

Item 12.10 - Addition of Correspondence

Motion: 002-2019

Moved: T. Oke

Seconded: A. Neeb

That South Huron Council approves the Agenda as amended.

Disposition: Carried

4. Disclosure of Pecuniary Interest and the General Nature Thereof

None.

5. Delegations

5.1 South Huron Community Fund - "All About Community"

Tom Prout presented a background of the South Huron Community Fund and its vision for the future. He gave examples of other successful foundations and outlined some of what these type of funds can do in the long term. He said that the South Huron Community fund would like to work with South Huron Council for the long term benefits of South Huron.

Mayor Finch thanked Mr. Prout for his presentation.

Motion: 003-2019

Moved: A. Neeb

Seconded: J. Dietrich

That South Huron Council receives the delegation from the South Huron Community Fund as presented by Tom Prout.

Disposition: Carried

5.2 Masonic Lodge No. 133 - Exeter OPP Satellite Office

Wayne Bannon, District Worshipful Master of Lebanon Forest Lodge No. 133 spoke to Council of concerns brought forward by the lodge's members of what may happen if the OPP office is no longer located in Exeter. He asked Council to bring pressure to the Province and the OPP to retain the existing site in Exeter.

Motion: 004-2019

Moved: B. Willard

Seconded: D. Faubert

That South Huron Council receives the delegation as presented from the Masonic Lodge No. 133.

Disposition: Carried

6. Minutes

6.1 Minutes of the Regular Council Meeting of December 17, 2018

Councillor Vaughan noted that the comments regarding the 2019 Sewage Board budget found in item 7.8 should be moved to item 7.7.

Motion: 005-2019

Moved: J. Dietrich

Seconded: A. Neeb

That South Huron Council adopts the minutes of the Regular Council Meeting of December 17, 2018, as amended.

Disposition: Carried

6.2 Minutes of the Public Meeting of December 17, 2018

Motion: 006-2019

Moved: T. Oke

Seconded: B. Willard

That South Huron Council adopts the minutes of the Public Meeting of December 17, 2018, as printed and circulated.

Disposition: Carried

7. Councillor Board and Committee Reports

8. Staff Reports

8.1 Planning

8.2 Operations and Infrastructure

8.3 Financial Services

8.3.1 S. Becker, Director of Financial Services - 2019 Community Grants

Council discussed different options to review the community grant applications outlined by Director Becker and CAO Best.

Motion: 007-2019

Moved: T. Oke

Seconded: A. Neeb

That South Huron Council receives the report from S. Becker, Director of Financial Services/Treasurer re: 2019 Community Grants; and

That South Huron Council provide direction for review of the 2019 community grant applications.

Disposition: Carried

8.4 Administration

8.4.1 R.Msuya-Collison, Clerk - Morrissey, Fleming-Morrissey and Regan Municipal Drain Tender

Motion: 008-2019

Moved: B. Willard

Seconded: J. Dietrich

That South Huron Council receive the report from R. Msuya-Collison, Clerk re: the Morrissey, Fleming-Morrissey and Regan Municipal Drain tender; and

That South Huron Council award the tender for construction of the Morrissey, Fleming-Morrissey and Regan Municipal Drain to Cassidy Construction for a tendered price of \$113,163.00, plus non-recoverable HST.

Disposition: Carried

8.4.2 R.Msuya-Collison, Clerk - Animal Control Tribunal

Clerk Msuya-Collison gave a brief background on the Animal Control Tribunal, South Huron Animal Control By-law's Vicious Dog designation and the *Dog Owner's Liability Act*. CAO D. Best presented liability considerations to Council.

Council requested further information on impacts of the removal of the designation, appeal rights for dog owners and options to municipal enforcement.

Motion: 009-2019

Moved: J. Dietrich

Seconded: T. Oke

That South Huron Council hereby sets the date for a hearing of the South Huron Animal Control Tribunal for February 4, 2019 at 5:00 p.m.

Motion: 010-2019

Moved: J. Dietrich

Seconded: T. Oke

That South Huron Council defer the recommendation to set a date for a hearing of the South Huron Animal Control Tribunal to the January 21, 2019 Regular Council meeting.

Disposition: Carried

8.4.3 R.Msuya-Collison, Clerk - Privacy Breach Protocol

Motion: 011-2019

Moved: T. Oke

Seconded: A. Neeb

That South Huron Council receive the report from R. Msuya-Collison, Clerk re: Privacy Breach Protocol.

Disposition: Carried

8.4.4 D. Best, Chief Administrative Officer/Deputy Clerk - Fire Audit Update

Motion: 012-2019

Moved: B. Willard

Seconded: M. Vaughan

That South Huron Council receive the report from D. Best, Chief Administrative Officer re: a Fire Audit Update.

Disposition: Carried

8.4.5 D. Best, Chief Administrative Officer/Deputy Clerk - Stephen Arena Update

Council asked if there was any public risk at this time. CAO Best advised that the integrity of the arena is not compromised and the shed wall has been shored up in accordance with the engineer's report and continues to be monitored. If there is a significant change, options will be brought back to Council.

Motion: 013-2019

Moved: T. Oke

Seconded: M. Vaughan

That South Huron Council receive the memo from D. Best, Chief Administrative Officer dated January 7, 2019 re: Stephen Arena update.

Disposition: Carried

8.4.6 D. Best, Chief Administrative Officer/Deputy Clerk - Cannabis Legalization

Mayor Finch removed himself from the chair at 7:35 p.m. and Deputy Mayor Dietrich assumed the chair.

Mayor Finch spoke in support of South Huron "opting in". He told Council that their decision was not about legalizing Cannabis nor was it about legal Cannabis being allowed in South Huron. He noted that it is here legally and Council's decision should be whether South Huron benefits in the Provincial tax dollars. He noted that if South Huron opts out then this could affect future potential tax revenues for South Huron.

Mayor Finch returned to the chair at 7:38 p.m.

Councillor Oke thanked the BIA and Chamber for their comments and staff for preparation of the survey and getting feedback from the community and business members. Council discussed

the temporary cap of 25 Cannabis Retail Stores and noted that today was the first day for the lottery.

Deputy Mayor Dietrich explained he moved the withdrawn Notice of Motion (item 10.2) at the last meeting as he wanted to move forward with the discussions as the process was under a strict timeline.

Mayor Finch requested a recorded vote.

Motion: 014-2019

Moved: A. Neeb

Seconded: B. Willard

That South Huron Council receive the memo from D. Best, Chief Administrative Officer re: cannabis legalization; and

That Council authorizes recreational cannabis retail stores to be located in the Municipality of South Huron.

Recorded	For	Against	Abstain
G. Finch	X		
J. Dietrich	X		
D. Faubert	X		
M. Vaughan	X		
A. Neeb	X		
B. Willard		X	
T. Oke	X		
Results	6	1	0

Disposition: Carried (6 to 1)

9. Deferred Business

9.1 2019 OGRA Conference: Requests for Municipal Delegations

Mayor Finch and Deputy Mayor Dietrich will be attending the conference. Council directed staff to request delegations for Infrastructure Ontario, OPP and Ministry of Tourism, Recreation and Sport.

CAO Best advised that ROMA delegations have been submitted.

9.2 Next Committee of the Whole meeting: January 14, 2018 6:00 p.m.

Direction to Staff to add Community Grant discussion to Committee of the Whole.

10. Notices of Motion

10.1 Notice of Motion - CAO Performance Review

Motion: 558-2018

Moved: M. Vaughan

Seconded: T. Oke

Whereas it is a requirement that council conduct an annual performance review of South Huron's CAO, Dan Best, and

That this performance review will be the basis for determining the annual compensation of the CAO, and

That Council strike a committee consisting of Councillor Oke, Councillor Vaughan, and Mayor Finch for the purposes of completing this review, and

That the Committee present the results of said review, along with a recommendation for the CAO's annual compensation at a meeting of Council in January, 2019.

Disposition: Carried

10.2 Notice of Motion - Cannabis Retail "Opt Out" – Withdrawn

11. Mayor & Councillor Comments and Announcements

Mayor Finch advised he attended the Exeter Curling club bonspiel and played on the Council sponsored team on Saturday.

Councillor Vaughan noted that Mayor Finch, Councillor Faubert and herself attended the Mount Carmel parade which demonstrated tremendous participation, creativity and community spirit. She attended her first ABCA board meeting in December and noted that past Deputy Mayor Frayne has been

elected to the ABCA foundation. She noted that so far there have not been any public comments received by ABCA for the Shoreline Management Plan.

Mayor Finch advised Council that he received an invitation to tour Bruce Power and would like Council to consider taking the tour.

12. Communications

12.1 Ministry of Environment, Conservation and Parks - Minister's Annual Report on Drinking Water 2018

12.2 2019 AMO Conference Guest Room Booking Details

Motion: 015-2019

Moved: A. Neeb

Seconded: B. Willard

That South Huron Council authorizes the Clerk to complete registrations and hotel bookings for the 2019 AMO AGM and Annual conference for Councillors Oke, Neeb, Faubert, Willard, Vaughan, Deputy Mayor Dietrich and Mayor Finch.

Disposition: Carried

12.3 OPP Business Management Bureau - Exeter OPP-Occupied Facility

12.4 Huron County Multi-year Accessibility Update - 2018

12.5 Exeter BIA - Cannabis Legislation

CAO D. Best noted that the manager of the Exeter BIA, Georgia Athanasiou was in the gallery.

12.6 South Huron Chamber of Commerce - Cannabis Legislation

12.7 South Huron Chamber of Commerce - Grant Request

CAO Best advised that the missed deadline was an oversight by the Chamber and it is a yearly request.

Motion: 016-2018

Moved: T. Oke

Seconded: A. Neeb

That South Huron Council add the South Huron Chamber of Commerce grant request to the 2019 Community Grants review.

Disposition: Carried

12.8 Huron Domestic Assault Review Team - Thank You

12.9 Alzheimer Society - Denim for Dementia

12.10 Tony Verberne - Retail Cannabis

Council directed staff to respond to correspondence.

Motion: 017-2019

Moved: A. Neeb

Seconded: M. Vaughan

That South Huron Council receive communication items not otherwise dealt with.

Disposition: Carried

13. Closed Session

Motion: 018-2019

Moved: J. Dietrich

Seconded: D. Faubert

That South Huron Council proceeds in Closed Session at 7:59 p.m. for the purpose of addressing a proposed or pending acquisition or disposition of land by the municipality or local board [S. 239 (c)] (disposition of lands).

Disposition: Carried

13.1 Minutes of March 19, 2018 Closed Meeting Minutes

13.2 Closed Session

14. Report From Closed Session

Council reconvened in open session at 8:17 p.m.

Mayor Finch reported out that direction has been given to staff regarding a proposed disposition of land by the municipality.

15. By-Laws

- 15.1 By-Law No. 83-2018 - Morrissey, Fleming-Morrissey and Regan Municipal Drain

Motion: 019-2019

Moved: M. Vaughan

Seconded: B. Willard

That South Huron Council gives third and final reading to By-Law #83-2018, being a By-Law to provide for the Morrissey, Fleming-Morrissey and Regan Municipal Drains 2018 in the Municipality of South Huron.

Disposition: Carried

- 15.2 By-Law No. 1-2019 - Borrowing By-Law

Motion: 020-2019

Moved: M. Vaughan

Seconded: T. Oke

That South Huron Council gives first, second, third and final reading to By-Law #1-2019, being a By-Law for Municipal Borrowing of Current Expenditures.

Disposition: Carried

- 15.3 By-Law No. 2-2019 - Borland (Runge) Rezoning By-Law

Motion: 021-2019

Moved: M. Vaughan

Seconded: D. Faubert

That South Huron Council gives first, second, third and final reading to By-Law #2-2019, being a By-Law to amend By-Law #69-2018 the Zoning By-Law for the Municipality of South Huron for lands known as Stephen Concession 2 PT Lot 21 RP 22R5795 Part 1, Stephen Ward, Municipality of South Huron.

Disposition: Carried

- 15.4 By-Law No. 3-2019 - Kints OPA Amendment

CAO Best suggested a first and second reading at this time for both the Official Plan Amendment By-Law and Rezoning By-Law with a report to be brought back to Council.

Motion: 022-2019

Moved: T. Oke

Seconded: J. Dietrich

That South Huron Council gives first and second reading to By-Law #3-2019, being a By-Law of The Municipality of South Huron to amend the South Huron Official Plan.

Disposition: Carried

15.5 By-Law No. 4-2019 - Kints Rezoning By-Law

Motion: 023-2019

Moved: D. Faubert

Seconded: M. Vaughan

That South Huron Council gives first and second reading to By-Law #4-2019, being a By-Law to amend By-Law #69-2018, being the Zoning By-Law for the Municipality of South Huron for lands known as Part Lot 11, Concession 2, Usborne Ward, Municipality of South Huron.

Disposition: Carried

16. Confirming By-Law

16.1 By-Law No. 5-2019 – Confirming By-Law

Motion: 024-2019

Moved: J. Dietrich

Seconded: D. Faubert

That South Huron Council gives first, second, third and final reading to By-Law #5-2019, being a By-Law to confirm matters addressed at the January 7, 2019 Council meeting.

Disposition: Carried

17. Adjournment

Motion: 025-2019

Moved: J. Dietrich

Seconded: T. Oke

That South Huron Council hereby adjourns at 8:20 p.m., to meet again on January 9, 2019 at 6:00 p.m. or at the Call of the Chair.

Disposition: Carried

George Finch, Mayor

Rebekah Msuya-Collison, Clerk