

THE CORPORATION OF THE TOWNSHIP OF PUSLINCH
FOURTH REGULAR 2012 COUNCIL MEETING

MINUTES

DATE: Wednesday, January 18, 2012

TIME: 7:30 P.M.

The Fourth Regular 2012 Council Meeting was held on the above date and called to order at 7:30 p.m. in the Council Chambers, Aberfoyle.

ATTENDANCE: All members of Council and the CAO/Clerk-Treasurer.

OTHERS IN ATTENDANCE:

1. Kathy White
2. Jean and Fred Stahlbaum
3. Mike Robinson, Wellington Advertiser
4. Bev Wozniak, Mill Creek CLT
5. Fire Chief Bob Gordon
6. Heather Krouskie, Deputy Clerk
7. Helen Purdy
8. Marty Molengraaf, Duff's Presbyterian Church
9. Katie Stewart
10. George Lourenco, Capital Paving Inc.
11. Robert Patrick, President of Coalition of Niagara Escarpment (CONE)
12. John Moroz, Director, CBM Aggregates
13. Melanie Horton, CBM Aggregates
14. Karen Lever
15. Bob Hamilton
16. Doug Smith
17. Sandra Solomon
18. Stan Denhoed, Harden Environmental Services Ltd.
19. Janice Marr
20. Don McKay, County Councillor Ward 7

DISCLOSURE OF PECUNIARY INTEREST & THE GENERAL NATURE THEREOF:

None.

ADOPTION OF THE MINUTES:

Motion No. 1: Moved by Ken Roth and Seconded by Jerry Schmidt.

THAT: The Second Regular 2012 Council Meeting Minutes dated December 21, 2011, the 2012 Special Council Meeting Minutes dated December 21, 2011 (10 a.m.), the 2012 Special Council Meeting Minutes dated December 21, 2011 (1 p.m.), the Third Regular 2012 Council Meeting Minutes dated January 4, 2012, and the 2012 Special Council Meeting Minutes dated January 11, 2012, be and are hereby adopted as presented.

CARRIED.

BUSINESS ARISING OUT OF THE MINUTES:

None.

COMMUNICATIONS:**1. City of Guelph**

- (a) Notice of Proposed Draft Plan of Condominium Application dated December 22, 2011 regarding 355 Macalister Boulevard. The applicant is requesting draft plan approval for a twenty-nine unit residential townhouse condominium subdivision in five phases.

**2. Zoning By-law Amendment Application #P1/01 – Sloop Construction, Fox Run Phase 2
Part Lot 19, Concession 8**

- (a) Notice of Decision for Approval of Draft Plan of Condominium dated December 30, 2011 for 15 single detached residential units, comment element servicing blocks, open space and roads.

3. Zoning By-law Amendment Application #P7/11 – Mini Lakes

- (a) Notice of Council's Intention to Pass a By-law to Remove in Part the Holding Symbol dated January 9, 2012. Council will pass the proposed amending bylaw on Wednesday, February 1st at their regular council meeting.
- (b) Application for Amendment to the Zoning By-law to lift holding symbol for 5 units dated November 21, 2011. The subject sites are: 5 Elm Street, 31 Cedarbush Crescent, 27 Cedarbush Crescent, 56 Ash Avenue and 23 Ash Avenue.

4. Zoning By-law Amendment Application #P5/11 – Deter, Part Lot 4 & 5, Concession 3

- (a) Notice of Public Meeting dated January 6, 2012 and scheduled for Wednesday, February 15 at 7 p.m. The purpose and effect of the application is to rezone the land to appropriate agricultural zone categories to prohibit a new residential dwelling and address zoning compliance for accessory buildings on the property. The rezoning is proposed to satisfy a condition of severance which would create a separate lot for the existing dwelling, barn and sheds located along Wellington Rd. #32 and an agricultural lot with a drive shed (converted horse arena). The Natural Environment Zone is to remain unchanged.

5. **Zoning By-law Amendment Application #P6/11 – UFCW Local, 6616 Ellis Road**

- (a) Notice of Public Meeting dated January 6, 2012 and scheduled for Wednesday, February 15 at 7:15 p.m. The purpose and effect of the application is to rezone the subject land to an appropriate agricultural zone category to permit a professional office use, whereas the current site-specific zoning only allows for a non-profit administrative training facility.

6. **Aggregate Operations**

Zoning By-law Amendment Application #P1/12 – Cox Construction Limited, Puslinch Pit

- (a) Correspondence from Hans Groh, Gamsby and Mannerow Limited dated January 10, 2012 commenting on the application to expand the existing pit. The subject application comprises of the North-Easterly expansion of the existing Puslinch pit operation. Extraction will occur below the natural water table levels on the property and the total extraction area is estimated to be 17.4 hectares. Cox Construction intends to utilize the existing Puslinch Pit facilities to process and ship the aggregates. All of the existing pit entrances, egress to the Laird Road haul route and processing facilities will continue to be used in the same manner.

7. **Martinello Property - Application for Site Alteration Permit, Pt Lot 10, Front Concession 4**

- (a) Correspondence from Stan Denhoed, Harden Environmental Services Ltd. dated January 10, 2012 making further recommendations. Stan explains his rationale for a more stringent standard to which soils should be accepted and additional monitoring to verify adherence to the standard.
- (b) Email correspondence from Hans Groh, Gamsby and Mannerow Limited dated January 11, 2012 commenting on the Whitchurch-Stouffville Site Alteration By-law. The Whitchurch-Stouffville bylaw is similar to the Township Site Alteration Bylaw however the Whitchurch-Stouffville bylaw deals with monitoring of the fill quality as well as groundwater monitoring. Hans is recommending that the Township enter into an agreement with the proponent.

- (c) Correspondence from Greg Scheifele, GWS Ecological & Forestry Services Inc. dated January 11, 2012 commenting on the site alteration application. Greg is concerned about the quality of fill that could be deposited at the site but feels that there are sufficient safety procedures offered by the proponent along with other advocated by the Township consultants. A major concern is the end use of the property. If it cannot be restored to a more productive/useful condition than is presently the case there is little merit in approving the application, especially given the potential environmental risks and disturbance to local residents.
- (d) Email correspondence from Aldo Salis, Sr. Planner, County of Wellington dated January 12, 2012 commenting on the site alteration application. Aldo feels there should be specific provisions and actions established by the Township and measures taken by other municipalities should be considered. He further recommends that the Township seek a legal opinion to confirm that the current Site Alteration Bylaw authorizes Council to establish an agreement to implement the various conditions and actions recommended by its consultants in order to effectively address the site alteration proposal. In terms of the rezoning back to an "A" zone, Aldo suggests that perhaps the extractive zoning be removed as a condition of granting the site alteration permit.

Council decided that a new site alteration by-law for the Township should be in place before a permit is issued to import fill to the Martinello property.

Council instructed staff to have the draft by-law prepared as soon as possible.

- (e) Correspondence dated January 12, 2012 from Liz Yerex, Grand River Conservation Authority based on her review. The placement of fill will not be located within the GRCA regulated area. The use of a heavy duty silt fence adjacent to the fill slope is recommended. GRCA is available to confirm the wetland limit.

8. Intergovernmental Affairs

- (a) Safe Community Committee (formerly COPs) Meeting Agenda for January 10, 2012. Councillor Fielding provided an updated from the meeting. The next Committee meeting is scheduled for Wednesday, January 25 at 7 p.m. and Inspector Scott Smith will be in attendance to talk about the committee name and mandate change. The SCC will continue to work on domestic

violence and the road watch initiative. They are also contemplating starting a program called vial of life.

DELEGATIONS

1. Marty Molengraaf and Katie Stewart, Duff's Presbyterian Church regarding Youth Engagement

- Katie is a youth engagement worker, working with YMCA in Guelph
- She was hired by Duff's Presbyterian Church to work 10 to 12 hours a week
- Youth engagement is the meaningful participation and sustained involvement of a young person in an activity, with a focus outside of him or herself.
- The kind of activity in which the youth is engaged can be almost anything – sports, the arts, music, volunteer work, politics, social activism – and it can occur in almost any kind of setting.
- Duff's Presbyterian Church is supporting this initiative with a donation of \$10,000 per year plus \$1,000 in costs.
- The initiative is for all youth in the Puslinch and surrounding community not just Duff's youth.
- The group is also looking to the Optimist Club for financial support also.
- 10 people in youth group to date.
- From ages 12 and up.
- Taking leadership roles with younger members
- Activities are: volleyball, bowling, helping out with volunteer opportunities within the community.
- Puslinch has some great places for youth to gather in the community but there is a lack of programming.
- Duff's Presbyterian Church saw the importance of a youth engagement worker.
- Are looking to council for financial support in the amount of \$3,000 - \$5,000.

Councillor Susan Fielding – It is good to see other programs other than athletic programming. Thank you for taking the initiative.

Councillor Wayne Stokley – This would get students active and youth active to help them feel good about themselves. How do you plan to publicize events?

Katie Stewart – We use outlets like Facebook, Twitter, texting, and posters. We will hold an information night for families to come out with their youth. Advertise in the Puslinch Pioneer and Wellington Advertiser. And also word of mouth gets the message out.

Councillor Wayne Stokley – Have you looked into joining other interest groups?

Katie Stewart – I have met with other youth workers and we plan to have events together.

Marty Molengraaf – Youth engagement is gaining a strong presence across Canada. There are Aboriginal Youth Engagement groups as well.

Councillor Ken Roth – Great idea. I hope you have huge success.

Councillor Jerry Schmidt – I applaud your foresight in recognizing this is an area we are lacking in. In a rural environment it doesn't offer the opportunities as found in a larger municipality. I would be willing to support your efforts.

Mayor Dennis Lever – I noticed that the YMCA is looking for youth to get involved? Is that your program?

Katie Stewart - Yes.

Mayor Dennis Lever – The OPP also has programs directed at youth. Inspector Smith will be attending the Safe Community Committee Meeting on January 25 at 7 p.m. I encourage you to speak with him.

Council will consider financial support during their budget deliberations.

2. **George Lourenco, Resource Manager, Capital Paving Inc.**
Robert Patrick, President of Coalition of Niagara Escarpment (CONE)
John Moroz, Director, CBM Aggregates

- Primary goal is significant, voluntary improvement of aggregate operations across Ontario.
- Based on discussions between interested parties since 2008.
- A forum for discussion & design of a certification program.
- A forum for discussion of policy changes.
- A forum for discussion on community benefits.
- A forum for discussion on environmental benefits.
- OSSGA Annual General Meeting was held in February of 2008.
- Biodiversity panel & overview from Environmental Commissioner
- Introduction of "Greenbelt Aggregate Charter"
- First document to consider certification of aggregates in Ontario.
- Discussions among ENGOS of possibilities of creating forum for aggregate management ideas.
- ENGOS had discussions with Queen's Park
- Discussions among industry leaders about how to be involved.
- Invitations to 12 ENGO's in Ontario; 6 agreed to participate
- Invitations to industry leaders in Ontario: 6 agree to participate
- Initial discussions with key municipal players.
- The Forum – ENGOS (Robert Patrick, Ron Reid, Ric Holt, Caroline Schultz, John Riley and Debbe Crandall)
- The Forum – Industry (Ken Lucyshyn, Chris McGuckin, George Lourenco, John Moroz, Ryan Essex, and Moreen Miller)

- The Industry Perspective
 - Big changes being contemplated
 - Willing and honest partners in Forum
 - ENGOs came to the table with very different objectives and expectations
 - Engaging dialogue
 - Surprising amount of common ground
 - Hope for a bright & forward-thinking future.
- The ENGOs Perspective
 - Learning and trust-building
 - Willingness to explore with evolution of objectives over time
 - ENGO desire for new approach to resolving environmental and social concerns around aggregate production.
 - ENGO experience with sustainable forestry certification
 - Policy vs. regulation vs. certification
 - Better protection of environment, reduced conflict with communities.
- Forum Discussion Topics: Aggregates Certification, Green procurement, Best Practices, Thorny Issues, Limitations of Agency Resources, Legislation vs. Regulation vs. Certification, How to Initiate Change Effectively, How to Create Mutual Opportunities and Clear Expectations, and Municipal and Community Benefits.
- Next Steps: Aggregate Forum of Ontario, Engage municipalities and province, Assess Deloitte research on certification, Develop standard & practices for certification program, Engage experts and interested parties on standards development, and Expand stakeholder dialogue.

Councillor Susan Fielding – It sounds like you are making steps in the right direction. Will you come back on a regular basis and report to us?

George Lourenco - Yes.

Councillor Susan Fielding - Does the group have a mandated time frame?

George Lourenco – We are waiting for Deloitte to complete their research by end of this month. Then once there is a structure in place, we will work on our best practices, create a carbon footprint, which will be incorporated into certification model. Once the research project is completed, we will have a better understanding on how much work is involved. In a couple of months we will have a better idea.

Councillor Susan Fielding - Who are you receiving funding from?

John Moroz– Funding is received from various sources including The Ontario Aggregate Resource Corporation. Funding is part of their mandate. OSGA has also donated \$100,000 for AFO. The ENGOs have applied for and received a \$100,000 from the Metcalf Foundation. They fund environmental research in Canada. The ENGOs are contributing half and industry is contributing half. It is a collaborative effort.

Councillor Susan Fielding – I’m glad to see the mix of people from different areas.

Councillor Wayne Stokley – I’m interested in the rehabilitation aspect and looking at different forums that were set up in 2008. What are the environmental benefits?

John Moroz – It is not solely dedicated to rehabilitation. Also looking at natural environment, water management, and dust. Anything associated with aggregate operations.

Councillor Wayne Stokley – I commend you for the communication and dialogue with the group. Council has visited two different aggregates operations and feel it is good to see is happening. I like the idea and hope to see something that will benefit the community. Aggregate industry can help us within the community.

Councillor Ken Roth – Anything you can do to instill confidence in the community is a good thing. Will the Certification program be just for the members? What happens to the gravel companies that aren’t included in the group?

George Lourenco – It has been endorsed by the OSSGA. It is a voluntary program at this point. We are not contemplating any regulatory change but may be as it goes on and we received strong support from members of the Association that will change.

Councillor Jerry Schmidt – In Puslinch we take the aggregate industry very seriously. It is encouraging to see the efforts for a co-operative effort to raise the industry bar. I look forward to following your progress in the future.

Mayor Dennis Lever – On Monday morning our group from the top 10 aggregate producing municipalities had a conference call. There were a number of recommendations and suggestions to follow through on and hopefully they will be incorporated. With respect to conflicts, it is my hope that you will look at the root cause of the conflicts. It will be a challenge for you. It is a thorny issue but a very important one to municipalities and residents. I wish you well with the program.

REPORTS:

1. Fire Department

- (a) **Motion No. 2:** Moved by Wayne Stokley and seconded by Susan Fielding.

THAT: The Fire Department Accounts for Payment for the Month of December, 2011 in the amount of \$51,406.08 be and are hereby authorized for payment.

CARRIED.

- (b) 2011 Report to Council and Response Report.
- (c) Fire Prevention Report for 2011

2. **Dog Control Officer**

- (a) **Motion No. 3:** Moved by Susan Fielding and seconded by Wayne Stokley.

THAT: The Dog Control Officer Report for the months of October, November and December, 2011 in the amount of \$868.00 be and are hereby authorized for payment.

CARRIED.

3. **Financial Report**

- (a) Financial Report as of November 30, 2011
 (b) Statement of Expenditures for the period ending November 30, 2011

Council acknowledged these reports.

ACCOUNTS FOR PAYMENT:

1. **Motion No. 4:** Moved by Jerry Schmidt and seconded by Ken Roth.

THAT: The Council does hereby authorize for payment the Harden Environmental Services Ltd. invoices dated December 30, 2011 as follows:

1	McLean Road East	\$146.90
2	Lake Erie SWP	\$1,559.40
	TOTAL	\$1,706.30

These amounts shall be invoiced to the applicable parties.

CARRIED.

2. **Motion No. 5:** Moved by Wayne Stokley and seconded by Susan Fielding.

THAT: The Council does hereby authorize for payment the GWS Ecological & Forestry Services Inc. invoices dated January 6, 2012 as follows:

1	Markovinovic Site Plan Review	\$625.56
2	MTO Service Centre West Bound Site Plan Review	\$372.90
3	MTO Service Centre East Bound Site Plan Review	\$124.30
	TOTAL	\$1,122.76

These amounts shall be invoiced to the applicable parties.

CARRIED.

3. **Motion No. 6:** Moved by Ken Roth and seconded by Jerry Schmidt.

THAT: The Council does hereby authorize for payment the General Accounts for the month of November, 2011 in the amount of \$466,246.99.

CARRIED.

BY-LAWS:

1. **Motion No. 7:** Moved by Susan Fielding and seconded by Wayne Stokley.

THAT: The Council in and for the Corporation of the Township of Puslinch does hereby give By-law #16/12, being a by-law to adopt the various policies of the Township of Puslinch, its First, Second and Third Readings and Finally Passed this 18th day of January, 2012.

Code of Conduct for Members of Council and Members of Council's Boards and Advisory Committees; Code of Conduct for Staff; and Policy for Payment of Expenses.

CARRIED.

NEW BUSINESS:

1. Councillor Susan Fielding would like the public to have an opportunity to comment on the proposed budget and suggests an evening session during a regular council meeting.
2. Councillor Wayne Stokley provided an update following the Active Transportation Plan meeting held on Thursday, January 12.
3. Councillor Stokley provided an update following the Recreation Committee meeting on January 17.
4. Councillor Schmidt provided an update following today's Friends of Mill Creek meeting.
5. The Public Works Committee will be having its first meeting on Thursday, January 26 at 10 a.m.
6. It would behoove us to request the assistance of Brian Cowan (formerly of Hydro One) to a council meeting to discuss some possibilities on how we might better manage the purchase of hydro.
7. Stan Snyder land purchase is near completion. We are working on completing the required reference plan. Once that has been settled, the land purchase price will be announced. Input regarding the site from The Friends of Mill Creek and other groups is welcomed.

8. Councillor Susan Fielding advised that Thursday, January 26 is the Badenoch Community Centre AGM.
9. There is a new County of Wellington Economic Development Committee with a focus on economic development county wide.
10. The Waterloo-Wellington Community Future AGM is taking place Thursday, January 19.
11. The Aberfoyle Public School read-a-thon is scheduled for January 31st.
12. Mayor Lever talked about his meeting with Mrs. Lasby (Evans) who used to live at 4582 Wellington Road #32. She read about the rezoning application and was concerned about the possible demolition of the barn.

CLOSED MEETING:

None.

UNFINISHED BUSINESS:

None.

CONFIRMING BY-LAW:

Motion No. 8: Moved by Wayne Stokley and Seconded by Susan Fielding.

THAT: The Council in and for the Corporation of the Township of Puslinch does hereby give By-law #17/12 being a by-law to confirm the proceedings of the Council of the Corporation of the Township of Puslinch at its meeting held on January 18, 2012, its First, Second and Third Readings and Finally Passed this 18th day of January, 2012.

CARRIED.

ADJOURNMENT:

Motion No. 9: Moved by Ken Roth and Seconded by Jerry Schmidt.

THAT: The Council does hereby Adjourn at 9:34 p.m.

CARRIED.

Signed: _____
Dennis Lever, Mayor

Brenda Law, CAO/Clerk-Treasurer