

**Minutes of the Meeting of the Council of the Municipality of Highlands East held on
December 11, 2012 9:00 a.m. in the Council Chambers, Wilberforce, Ontario.**

Members Present:

Reeve, Dave Burton
Councillor Steven Kauffeldt Ward 1
Councillor Cecil Ryall Ward 3
Councillor Joan Barton Ward 4

Staff Present:

CAO/Treasurer, Sharon Stoughton-Craig
Clerk, Irene Cook
Roads Superintendent, Earl Covert
Fire Chief, Bill Wingrove
Environmental Supervisor, Glen Covert
Property and Parks Supervisor, Jim Alden
Chief Building Official, Randy Dunsmore

Regrets: Deputy Reeve Suzanne Partridge

Attendance:

Angelica Blenich
Matthew Desrosiers
Sue Black
Paul Hazen
Neil Whent
Don Critchley
Janis Cole
Ted Brandon

Affiliation:

Haliburton Echo
The Highlander
Moose FM

Fleming College

Delegations:

Barry Rand, Chair

Affiliation:

Crowe Valley Conservation Authority

Special Delegation:

Mike Lord
Rob MacLean

Affiliation:

Gilead Power Corporation
Gilead Power Corporation

DISCLOSURE OF PECUNIARY INTEREST AND GENERAL NATURE THEREOF.

- The Reeve called the meeting to order.
- The meeting commenced at 9:00 a.m.
- A quorum was present.
- He reminded Council of the Disclosure of Pecuniary Interest as noted on the agenda.

Disclosure of Pecuniary Interest and general nature thereof:

Reeve Dave Burton declared pecuniary interest in cheque #7480 in the amount of \$1,748.00 payable to Jane Underwood (EFR Course and Texts).

Councillor Joan Barton declared pecuniary interest in cheque #7459 in the amount of \$44.33 payable to Ron Reid (Trails signage item).

Adopt Agenda

2012-364

Moved by: Steven Kauffeldt

Seconded by: Joan Barton

BE IT RESOLVED THAT the agenda for the Committee of Council meeting be adopted as circulated.

Carried.

**Minutes of the Meeting of the Council of the Municipality of Highlands East held on
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Municipal Infrastructure Strategy

2012-365

Moved by: Steven Kauffeldt

Seconded by: Cec Ryall

BE IT RESOLVED THAT Council authorizes an Expression of Interest for funding through the Municipal Infrastructure Strategy be prepared and submitted for twin culverts on the Universal Road for the Municipality of Highlands East.

Carried.

Landfill Hours – Christmas Holidays

2012-366

Moved by: Joan Barton

Seconded by: Cec Ryall

BE IT RESOLVED THAT the Landfill Sites for the Municipality of Highlands East will be closed Tuesday, December 25th, 2012, Wednesday, December 26th, 2012 and Tuesday, January 1st, 2013.

Carried.

Garbutt Enterprises Contract – garbage pick-up

2012-367

Moved by: Steven Kauffeldt

Seconded by: Joan Barton

BE IT RESOLVED THAT a contract between the Municipality of Highlands East and J. Garbutt Enterprises for household garbage pick-up and recyclables for 265 locations in Cardiff and area be entered into in the amount of \$37,792.08 per year plus HST, from January 1st, 2013 to December 31st, 2013, and further that the Reeve and Clerk be authorized to sign same on behalf of the municipality.

Carried.

Approval of Accounts

2012-368

Moved by: Cec Ryall

Seconded by: Steven Kauffeldt

BE IT RESOLVED THAT General Accounts in the amount of \$458,108.11 be approved.

Carried.

**Minutes of the Meeting of the Council of the Municipality of Highlands East held on
December 11, 2012 9:00 a.m. in the Council Chambers, Wilberforce, Ontario.**

January 2013 council meeting

2012-369

Moved by: Joan Barton

Seconded by: Cec Ryall

BE IT RESOLVED THAT Council directs that the January 8th, 2013 regular council meeting date to be changed to Tuesday, January 15th, 2013 and further that January 8th, 2013 shall be a Special Meeting of Council to deal with grant applications.

Carried.

DELEGATIONS:

Barry Rand, Chair, Long Range Plan Committee for the Crowe Valley Conservation Authority (CVCA), made a presentation to Council regarding their long range plan. The Committee was formed June 21 to respond to municipal concerns regarding liabilities from Dam Safety Studies and Budget concerns. Mr. Rand reviewed in detail the key provisions of the long range plan, next steps and discussed lessons learned. The Committee now has a 10 year capital forecast with capital spending of up to \$1.8 million over five years.

Adjourn Committee of Council Meeting

2012-370

Moved by: Steven Kauffeldt

Seconded by: Joan Barton

BE IT RESOLVED THAT this Committee of Council meeting be adjourned.

Carried.

**Minutes of the Meeting of the Council of the Municipality of Highlands East held on
December 11, 2012 9:00 a.m. in the Council Chambers, Wilberforce, Ontario.**

Minutes of Public Meeting (under Section 34 of the Planning Act, R.S.O. 1990, cp. 13 as amended)
held on December 11, 2012 at 10:00 a.m. in the Council Chambers, Wilberforce in the Municipality of
Highlands East.

Members Present:

Reeve, Dave Burton
Councillor Steven Kauffeldt Ward 1
Councillor Cecil Ryall Ward 3
Councillor Joan Barton Ward 4

Staff Present:

CAO/Treasurer, Sharon Stoughton-Craig
Clerk, Irene Cook

Regrets: Deputy Reeve Suzanne Partridge

Attendance:

Angelica Blenich Haliburton Echo
Matthew Desrosiers The Highlander
Sue Black Moose FM

Attendance:

Mike Hewer
Janis Cole
Paul Hazen
Ted Brandon Fleming College

**Open Public Meeting
2012-371**

Moved by: Steven Kauffeldt
Seconded by: Cec Ryall

BE IT RESOLVED THAT this scheduled Public meeting be declared open to discuss the following applications made under Section 34 of the Planning Act, R.S.O. 1990, cp.13 as amended, as follows:

Applicant: Municipality of Highlands East

Purpose: The purpose of the proposed by-law is to amend the Restricted Area (Zoning) By-Law No. 2005-29 as amended to lands located in Part of Lot 33, Concession 16 (Monmouth), legally described as Block B Plan 543, Parts 1, 2, and 3, Plan 19R6356. Council is currently involved in an Expression of Interest with Fleming College for the purpose of coordinating a class program to design and construct a sustainable building that would subsequently be used as a library. The proposed library would have a minimum total floor of 2,000 ft². This rezoning is necessary to qualify the subject lands for the Expression of Interest for sustainable building design and construction with Fleming College. Minutes of Special Council Meeting and minutes of a meeting with Fleming College representatives are available for review in conjunction with this rezoning.

The proposed zoning by-law amendment would rezone the subject lands from the Residential (R1) and Open Space Conservation (OSC) Zones to the Institutional (I) Zone. The Institutional (I) Zone would permit a library as a permitted use.

File No. RZ-03-2012 Roll No. 4601 602 000 39800 0000

Carried.

**Minutes of the Meeting of the Council of the Municipality of Highlands East held on
December 11, 2012 9:00 a.m. in the Council Chambers, Wilberforce, Ontario.**

Public notice for the meeting was given as follows: November 21, 2012 - first class prepaid mail to all persons & bodies as per Planning Act, notice posted November 21, 2012 on site. As of 4:30 p.m. December 10, 2012 there was a total of one (1) written submissions.

- Letter from Darryl Tighe, Landmark Associates Limited – no objections at this time to the application.

The following spoke regarding the application for rezoning:

Janis Cole asked why clear cutting of the lot was done. There are three lots that are behind people's home and all the trees were removed, exposing the residential homes. Janis Cole stated that this was natural buffer of growth and that more information should have been made available to the public (i.e. maybe an Open House). Why is Council considering an environmental structure coming on to the lot when mature trees have been removed (a lot of the trees there are over 41 years old). Trees were also removed when the Pharmacy came to town.

Steve Kauffeldt, Councillor mentioned that the Housing and Grants Advisory discussed the clearing of the lot at their last meeting and has made recommendations to Council that native trees be planted on the lot and that a community garden be considered when Council is reviewing the design for landscaping.

It was also explained that due to a very tight time frame that the lot needed to be cleared so that when the college was ready to start construction in the spring there would be no delay because of site preparation. Council also mentioned that it cleaned up a dark spot in the town where there was evidence of loitering, drinking and littering taking place on the property.

Mike Hewer stated that he did not oppose the application but when they removed the trees around his fence, the fence was left propped up and they were to fix it. Mr. Hewer is worried about his background being exposed and the potential for theft. Mr. Hewer asked why seven years ago when he bought his property that he was told that the lot would not be built on. He is very concerned about privacy and security of his property because the trees are now gone and his fence has been damaged.

It was explained to Mr. Hewer that the property was given to the municipality in 1973 and there are three existing lots there which could have been sold and developed for residential use.

Council indicated that they would have someone take a look at the fence. They would consider a privacy fence or something similar for a buffer after the project was completed. The final landscaping of the property will be done after construction. The contract with Fleming College has not yet been signed and Council is waiting for the estimated cost of the project and design of the building. Council indicated their willingness to look at holding an Open House at the Lloyd Watson Centre when they have more details.

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December 11, 2012 9:00 a.m. in the Council Chambers, Wilberforce, Ontario.**

**Adjourned Public Meeting
2012-372**

Moved by: Joan Barton

Second by: Cec Ryall

BE IT RESOLVED THAT this Public meeting be adjourned.

Carried.

The Public Meeting was adjourned at 10:30 a.m.

Reeve, Dave Burton

Clerk, Irene S. Cook

Unapproved minutes of council meeting

**Minutes of the Meeting of the Council of the Municipality of Highlands East held on
December 11, 2012 9:00 a.m. in the Council Chambers, Wilberforce, Ontario.**

Reconvene Committee of Council Meeting

2012-373

Moved by: Steven Kauffeldt

Seconded by: Cec Ryall

BE IT RESOLVED THAT the regular Committee of Council meeting be reconvened.

Carried.

RECORDED VOTE – DEFEATED

2012-374

Moved by: Steven Kauffeldt

Seconded by: Joan Barton

WHEREAS Renewable Environmental Services, Inc. (the “Applicant”) proposes to construct and operate ground mount solar projects in the Municipality of Highlands East under the Province’s FIT Program; AND WHEREAS the Applicant has requested that Council of the Municipality of Highlands East indicate by resolution Council’s support for the construction and operation of the Project on the Property; AND WHEREAS, pursuant to the rules governing the FIT Program (the “FIT Rules”), Applications whose Projects receive the formal support of Local Municipalities will be awarded Priority Points, which may result in the Applicant being offered a FIT Contract prior to other persons applying for FIT Contracts;

NOW THEREFORE BE IT RESOLVED THAT Council of the Municipality of Highlands East supports the construction and operation of the Project on the Lands.

This resolution’s sole purpose is to enable the Applicant to receive Priority Points under the FIT Program and may not be used for purpose of any other form of municipal approval in relation to the Application or Project or any other purpose.

RECORDED VOTE

Steve Kauffeldt	YEA
Cec Ryall	NAY
Joan Barton	NAY
Dave Burton	YEA

DEFEATED.

Recreation Fundraising Surplus/Deficit

2012-375

Moved by: Joan Barton

Seconded by: Cec Ryall

BE IT RESOLVED THAT any surplus from recreation fundraising be transferred to their respective reserve account and any deficit from recreation fundraising be funded by their respective reserve account.

Carried.

**Minutes of the Meeting of the Council of the Municipality of Highlands East held on
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Department Surplus

2012-376

Moved by: Steven Kauffeldt

Seconded by: Joan Barton

BE IT RESOLVED THAT year-end surplus be transferred to the surplus/deficit general reserves.

Carried.

3 metre building envelope Estimate of Market Value – Thistle

2012-377

Moved by: Joan Barton

Seconded by: Cec Ryall

WHEREAS Council for the Municipality of Highlands East approved an application to close and convey a three metre building envelope extending around the existing encroachments to resolve the encroachment issue on the 33' unopened road allowance located in the Municipality of Dysart et for David and Susanne Thistle between Pt. Lot 10, Conc. 1 (Dysart et al).

AND WHEREAS, Council for the Municipality of Dysart et al has obtained and approved the Estimate of Market Value of \$5,000 for the three metre building envelope and request Council for the Municipality of Highlands East to approve the Estimate of Market Value.

NOW THEREFORE BE IT RESOLVED THAT Council for the Municipality of Highlands East approves the Estimate of Market Value of \$5,000.

Carried.

Consent Application H-062/12

2012-378

Moved by: Steven Kauffeldt

Seconded by: Cec Ryall

BE IT RESOLVED THAT the conveyance of part of lots 31, Concession 8 in the geographic Township of Cardiff by Donald Ground be approved.

Conditions to be imposed:

- Municipality of Highlands East Administration fee of \$350.00 per lot;
- Subject to approval of final survey by the Chief Administrative Officer;
- Subject to any Township roads found on final survey, must be deeded to Township at owners expense.
- Right-of-Way only;

Carried.

**Minutes of the Meeting of the Council of the Municipality of Highlands East held on
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Block B Library – Landscaping/Community Garden

2012-379

Moved by: Steven Kauffeldt

Seconded by: Joan Barton

BE IT RESOLVED THAT Council accepts the recommendation from the Housing and Grants Advisory Committee to consider moving native trees and planting them once the Library on Block B is completed and landscaping is being considered by Council and that the Community Garden be part of the landscaping and those native trees be incorporated.

Carried.

Volunteer Trail Maintenance Guide

2012-380

Moved by: Joan Barton

Seconded by: Cec Ryall

BE IT RESOLVED THAT Council receives and approves the Volunteer Trail Maintenance Guide as prepared by the Trails Committee.

Carried.

Trail Head Design of Signage

2012-381

Moved by: Joan Barton

Seconded by: Cec Ryall

BE IT RESOLVED THAT Council receives and approves the Trail Head Design of Signage as presented and prepared by the Trails Advisory Committee and further authorizes the purchase of signage.

Carried.

Ken Hoeverman resignation from Committee

2012-382

Moved by: Cec Ryall

Seconded by: Joan Barton

BE IT RESOLVED THAT Council for the Municipality of Highlands East accepts the resignation from Ken Hoeverman from the Economic Development and Business Advisory Committee.

Carried.

- **Department Reports were submitted, reviewed and filed for future reference.**
- **Advisory Committee Reports were submitted, reviewed and filed for future reference.**

**Minutes of the Meeting of the Council of the Municipality of Highlands East held on
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Adjourn Committee of Council

2012-383

Moved by: Cec Ryall

Seconded by: Joan Barton

BE IT RESOLVED THAT this Committee of Council meeting be adjourned.

Carried.

Adopt Agenda for Council meeting

2012-384

Moved by: Cec Ryall

Seconded by: Joan Barton

BE IT RESOLVED THAT the agenda for the Council meeting of Tuesday, December 11, 2012 be adopted.

Carried.

Approval of Minutes

2012-385

Moved by: Steven Kauffeldt

Seconded by: Cec Ryall

BE IT RESOLVED THAT the Council for the Municipality of Highlands East approves the minutes of November 13, 2012 and November 19, 2012 council meetings.

Carried.

Approve Resolutions

2012-386

Moved by: Steven Kauffeldt

Seconded by: Cec Ryall

BE IT RESOLVED THAT the resolutions from the Committee of Council of a Whole meeting of Tuesday, December 11, 2012 be adopted.

Carried.

By-laws

2012-387

Moved by: Joan Barton

Seconded by: Cec Ryall

BE IT RESOLVED THAT By-laws Nos:

2012-47 Being a by-law to authorize a fire protection agreement between the Municipality of Highlands East and the Township of Dysart et al.

**Minutes of the Meeting of the Council of the Municipality of Highlands East held on
December 11, 2012 9:00 a.m. in the Council Chambers, Wilberforce, Ontario.**

- 2012-48** Being a By-law to amend By-law No. 2005-29, as amended, the Zoning By-law for the Municipality of Highlands East with respect to lands located in Part of Lot 25, Concession 3, and Part 1, Plan 19R-8933 in the former geographic Township of Glamorgan, now in the Municipality of Highlands East. Property Assessment Roll No. 4601 901 000 28300 0000 Applicant: Denise Gisborne
- 2012-49** Being a By-law for the Purpose of Exemption from Taxation for Municipal purposes except for Local Improvements. The lands of the Wilberforce Royal Canadian Legion, Branch 624 and Cardiff Royal Canadian Legion, Branch 566
- 2012-50** Being a by-law to write-off uncollectible taxes.
- 2012-51** Being a By-law to amend By-law No. 2005-29, as amended, the Zoning By-law for the Municipality of Highlands East with respect to lands legally described as Parts 1 and 2, Plan 19R-7821, located in Part of Lot 25, Concession 5, in the former geographic Township of Cardiff, now in the Municipality of Highlands East. Applicant: Pamela Sweeney and Ted Christiano
Property Roll #4601 101 000 38200 0000
- 2012-52** Being a By-law to amend By-law No. 2005-29, as amended, the Zoning By-law for the Municipality of Highlands East with respect to lands located in Part of Lot 35, Concession 17, in the former geographic Township of Monmouth, now in the Municipality of Highlands East. Applicant: Darren Lindsay
Property Roll # 4601 602 000 65000 0000
- 2012-53** Being a borrowing by-law for 2013.
- 2012-54** Being a By-law to amend By-law No. 2005-29, as amended, the Zoning By-law for the Municipality of Highlands East with respect to lands located in Part Lot 33, Concession 16, legally described as Block B, Plan 543 in the geographic Township of Monmouth in the settlement of Wilberforce, now in the Municipality of Highlands East. Roll No. 4601 602 000 39800 0000
Applicant: Municipality of Highlands East
- 2012-55** Being a By-law to authorize the execution of an agreement pursuant to Section 41 of the Planning Act, R.S.O., 1990, Chapter P. 13, as amended
Applicant: Darren Lindsay Property Roll No. 4601 602 000 65000 0000
- 2012-56** Being a By-law to authorize the acceptance of land described as Part of Lot 32, Concession 10, Part 1 on Reference Plan 19R-2565, geographic Township of Monmouth, now the Municipality of Highlands East
Property Roll No. 4601-601-000-50601-0000
- 2012-57** Being a Shoreline Road Allowance for lands in front of Part Lot 34, Conc. 13, geographic Township of Glamorgan (Little Glamor Lake)
Applicant: John and Cheryl Hassan

be read a first, second and third time, passed and signed and the Corporate Seal attached.

Carried.

**Minutes of the Meeting of the Council of the Municipality of Highlands East held on
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Adjourn and Reconvene Meeting at 2:00 p.m.

2012-388

Moved by: Joan Barton

Seconded by: Cec Ryall

BE IT RESOLVED THAT Council adjourn the meeting and reconvene at 2:00 p.m.

Carried.

Council reconvened the meeting at 2:00 p.m.

Deputy Reeve Suzanne Partridge arrived and was in attendance for the remainder of the meeting.

SPECIAL DELEGATION

Mike Lord and Rob MacLean from Gilead Power Corporation provided Council with financial information/model for the proposed solar power projects. Mr. Lord informed Council that the financial model presented to Council is fairly robust and very conservative and errs on the side of caution. Each solar project would require a budget of \$12.3 million with a 30% equity proponent and an internal rate of return (IRR) of 13.4%. Debt would be amortized over a 20 year period with a \$3.7 million investment. Council could be looking at an operating facility in 2014. Mr. Lord provided Council with a couple of different options that could be considered. They discussed that the municipality could proceed with minimum risk and spend as little as possible up to the issuance of a contract. They requested direction from Council.

FIT application(s)

2012-389

Moved by: Suzanne Partridge

Seconded by: Joan Barton

BE IT RESOLVED THAT Council approves an option-to-lease agreement with Gilead Power Corporation for two properties owned by the Municipality (Bicroft Mine and Glamorgan Landfill) for solar projects with the intention of entering into a formal agreement for lease or partnership with Gilead Power Corporation.

Carried.

Confirm Proceeding of Meeting

2012-390

Moved by: Cec Ryall

Seconded by: Joan Barton

BE IT RESOLVED THAT By-law No. 2012-58 being a by-law to confirm the proceedings of council at its regular meeting of December 11, 2012, be read a first, second and third time, passed, signed and sealed with the Corporate Seal.

Carried.

**Minutes of the Meeting of the Council of the Municipality of Highlands East held on
December 11, 2012 9:00 a.m. in the Council Chambers, Wilberforce, Ontario.**

Adjournment

2012-391

Moved by: Joan Barton

Seconded by: Steven Kauffeldt

BE IT RESOLVED THAT this Council meeting be adjourned.

Carried.

The meeting adjourned at 3:04 p.m.

Reeve, Dave Burton

Clerk, Irene S. Cook

Unapproved minutes of council meeting