

DRAFT COUNTY COUNCIL MINUTES  
Tuesday, August 14, 2018  
*Accessible formats available upon request.*

The Elgin County Council met this day at the Administration Building at 9:00 a.m. with all members present.

Warden Marr in the Chair.

An additional verbal addendum item was added to Reports from the Chief Administrative Officer regarding the Revised Schedule for Port Bruce Temporary Bridge Opening.

**ADOPTION OF MINUTES**

Moved by Councillor Jones  
Seconded by Councillor Jenkins

THAT the minutes of the meeting held on July 24, 2018 be adopted.

- Carried.

**DISCLOSURE OF PECUNIARY INTEREST AND THE GENERAL NATURE THEREOF –**  
None.

**ACKNOWLEDGEMENT OF LAME DUCK PERIOD AND RESTRICTIONS**

With the close of nominations on July 27, 2018, County Council is officially lame duck. This means that certain actions of Council become restricted knowing that less than  $\frac{3}{4}$  of the members of the outgoing Council will be on the new Council.

Council previously passed a by-law giving the Chief Administrative Officer additional authority to make certain decisions that Council will be unable to make if the County enters a “lame duck” period on July 27, 2018.

It has been determined that the acts of Council are restricted – and Council cannot take the following actions:

1. The appointment or removal from office of any officer of the municipality.
2. The hiring or dismissal of any employee of the municipality.
3. The disposal of any real or personal property of the municipality which has a value exceeding \$50,000 at the time of disposal.
4. Making any expenditures or incurring any other liability which exceeds \$50,000.

The lame duck rules are laid out in the Municipal Act. The Chief Administrative Officer will continue to report and discuss all actions with Council and will not act independently.

**PRESENTATION**

The Warden presented Leesa Shanley, POA Supervisor with an award from the Municipal Court Managers' Association (MCMA). Ms. Shanley was presented with the 2018 Commitment to the Organization Award for her dedication to advocate for the organization, her positive contribution to improvement, her engagement, involvement and selflessness. Ms. Shanley has worked in the Ontario Justice System for over 28 years; nearly 15 of those have been with the County of Elgin. Her experience and detailed knowledge of court operation and willingness to mentor her peers made her the perfect candidate for this award.

Moved by Councillor Wiehle  
Seconded by Councillor Mennill

THAT we do now move into Committee of the Whole Council.

- Carried.

**REPORTS****Victorian Order of Nurses (VON) - Meals on Wheels (MOW) Contract - 2018-2020 – Director of Homes and Seniors Services**

The director presented the report recommending that Council authorize staff to enter into an agreement with the Victorian Order of Nurses (VON) to provide Meals on Wheels services to seniors in East Elgin.

Moved by Councillor Jones  
Seconded by Councillor Ens

THAT the current price of Victorian Order of Nurses - Meals on Wheels increase to \$6.65 in 2018 and \$6.75 in 2019 with a two (2) year contract from 2018-2020; and,

THAT Council authorize staff to sign the 2018-2020 Meals on Wheels contract with the Victorian Order of Nurses.

- Carried.

**Homes - Administrative Monetary Penalties and Re-Inspection Fees – Director of Homes and Seniors Services**

The director presented the report informing Council that amendments to Bill 160 have introduced Administrative Monetary Penalties (AMPs) and re-inspection fees for Long-Term Care Homes (LTCHs).

Moved by Councillor Ens  
Seconded by Councillor Wiehle

THAT the report titled “Homes - Administrative Monetary Penalties and Re-Inspection Fees” from the Director of Homes and Seniors Services, dated August 7, 2018, be received and filed.

- Carried.

**Estate Donations to Support Alma College Collections – Director of Community and Cultural Services**

The director presented the report informing Council that the Elgin County Archives has received a bequest of \$50,000 and the Elgin County Museum has received a bequest of \$10,000 to support future projects on Alma College collections maintained by both institutions.

Moved by Councillor Jenkins  
Seconded by Councillor Martyn

THAT bequests in the amount of \$50,000 to Elgin County Archives and \$10,000 to Elgin County Museum be deposited into donation accounts for each institution for use on future projects relating to Alma College.

- Carried.

**June 2018 Budget Performance – Director of Financial Services**

The director presented the budget comparison for the County with favourable performance for the month of \$24,000.

Moved by Councillor Mennill  
Seconded by Councillor Jones

THAT the report titled “June 2018 Budget Performance” from the Director of Financial Services, dated August 7, 2018, be received and filed.

- Carried.

### **Regulation of Traffic By-Law Amendments - Port Bruce – Director of Engineering Services**

The director presented the report recommending that Council approve amendments to the Through Road, Speed Limit and No Parking By-Laws in order to facilitate vehicle movements over the newly installed, single lane bridge in Port Bruce

Moved by Councillor Ens  
Seconded by Councillor Mennill

THAT the appropriate respective By-Laws be made to include the following list of amendments:

By-Law No. 17-33 “Being a By-Law to Designate Through Highways”

- Road 73 – from the north side of Hale Street to the east side of Dexter Line
- Road 73 – from the west side of Levi Street to the south side of Dexter Line
- Road 73 – from the south side of Rush Creek Line to the west side of Bank Street

By-Law No. 17-11 “Being a By-Law to Authorize Speed Limits”

- Bank Street – 40km/h – from the north limit of Rush Creek Line to Imperial Road
- By-Law No. 16-11 “Being a By-Law for the Regulation of Traffic (No Parking)”
- Road 73 (Dexter Line) – from the north side of Colin Street to the north side of Dexter Line, being a distance of 290m.
- Rush Creek Line – from the west side of Bank Street to the east side of Imperial Road, being a distance of 252m.
- Bank Street – from the north side of Rush Creek Line to the south side of Imperial Road, being a distance of 146m; and,

THAT the Ontario Provincial Police be notified of these changes.

- Carried.

### **Revised Schedule for Port Bruce Temporary Bridge Completion – Chief Administrative Officer**

The Chief Administrative Officer provided a verbal update regarding the revised estimated date for the completion of the Port Bruce Temporary Bridge. At the July 24, 2018 County Council meeting, the proposed completion date for this project was estimated at August 27, 2018. The County of Elgin appreciates the efforts made by contractor McLean Taylor in order to move up the opening date to the end of day on Monday August 20, 2018. It is Elgin County’s desire to open the bridge at the earliest convenience while balancing safety of the public.

Moved by Councillor Wiehle  
Seconded by Councillor Jones

THAT the verbal update from the Chief Administrative Officer regarding the Revised Schedule for Port Bruce Temporary Bridge Completion be received and filed.

- Carried.

### **CORRESPONDENCE**

#### **Items for Information (Consent Agenda)**

1. Robert Biron, President and CEO, St. Thomas Elgin General Hospital thanking Council for opportunity to present at the July 24<sup>th</sup> Council meeting and for their support regarding funding deficiencies for Medium Sized Hospitals.
2. Geoff Hogan, Chief Executive Officer, Southwestern Integrated Fibre Technology Inc. with a SWIFT Capital Partner Update.
3. T.A. (Bert) McDonald, Inspector, Bureau Manager, Municipal Policing Bureau, Ontario Provincial Police informing Council that they will be at booth #513 in the Exhibit Hall at the

2018 AMO Conference or they are also available to meet at a more convenient scheduled time.

Moved by Councillor Mennill  
Seconded by Councillor Jones

THAT Correspondence Items #1- 3 be received and filed.

- Carried.

## **OTHER BUSINESS**

**Statements/Inquiries by Members** – None.

**Notice of Motion** – None.

**Matters of Urgency** – None.

### **Closed Meeting Items**

Moved by Councillor Wiehle  
Seconded by Councillor Jenkins

THAT we do now proceed into closed meeting session in accordance with the Municipal Act to discuss matters under Municipal Act Section 239.2;

#### **In-Camera Item #1**

(c) a proposed or pending acquisition or disposition of land by the municipality or local board;  
(h) information explicitly supplied in confidence to the municipality or local board by Canada, a province or territory or a Crown agency of any of them – Property Matters.

#### **In-Camera Item #2**

(e) litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board; (f) advice that is subject to solicitor-client privilege, including communications necessary for that purpose; (k) a position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or to be carried on by or on behalf of the municipality or local board – Port Bruce Bridge.

#### **In-Camera Item #3**

(e) litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board; (f) advice that is subject to solicitor-client privilege, including communications necessary for that purpose – Potential Litigation.

#### **In-Camera Item #4**

(k) a position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or to be carried on by or on behalf of the municipality or local board – Contract Negotiations.

- Carried.

Moved by Councillor Jones  
Seconded by Councillor Ens

THAT we do now rise and report.

- Carried.

#### **In-Camera Item #1**

Moved by Councillor Jones  
Seconded by Councillor Wiehle

THAT staff proceed as directed.

- Carried.

**In-Camera Item #2**

Moved by Councillor Mennill  
Seconded by Councillor Jenkins

THAT the Warden and Chief Administrative Officer proceed as directed.

- Carried.

**In-Camera Item #3**

Moved by Councillor Wiehle  
Seconded by Councillor McWilliam

THAT the correspondence from Siskinds Law Firm be received and filed.

- Carried.

**In-Camera Item #4**

Moved by Councillor Jones  
Seconded by Councillor Ens

THAT the report from the Chief Administrative Officer be received and filed.

- Carried.

**REPORTS** (continued)**License Agreement - North Erie Marina - Temporary Boat Launch - Lewis Street (South of Rush Creek Line), Malahide Township (Port Bruce) – County Solicitor**

The solicitor presented the report seeking authorization for and execution of a License Agreement with North Erie Marina for use of a temporary boat launch now constructed within the Lewis Street road allowance, south of Rush Creek Line, in Malahide Township (Port Bruce).

Moved by Councillor Ens  
Seconded by Councillor Mennill

THAT the report titled “License Agreement – North Erie Marina – Temporary Boat Launch – Lewis Street (South of Rush Creek Line), Malahide Township (Port Bruce)” from the County Solicitor, dated August 7, 2018, be received and filed; and,

THAT County Council authorize and direct the Warden and Chief Administrative Officer to execute the proposed License Agreement on behalf of Elgin County.

- Carried.

**Motion to Adopt Recommendations of the Committee of the Whole**

Moved by Councillor Jones  
Seconded by Councillor Jenkins

THAT we do now adopt recommendations of the Committee Of The Whole.

- Carried.

**BY-LAWS**

Moved by Councillor Martyn  
Seconded by Councillor Mennill

THAT By-Law No. 18-28 “To Amend the Schedule to By-law No. 17-33 Being a By-law to Designate Through Highways” be read a first, second and third time and finally passed.

- Carried.

Moved by Councillor Jenkins  
Seconded by Councillor Jones

THAT By-Law No. 18-29 "To Amend the Schedule to By-law No. 17-11 "Being a By-law to Authorize Speed Limits" be read a first, second and third time and finally passed.

- Carried.

Moved by Councillor McWilliam  
Seconded by Councillor Ens

THAT By-Law No. 18-30 "To Amend the Schedule to By-law No. EG1 (16-11) Being a By-law for the Regulation of Traffic" be read a first, second and third time and finally passed.

- Carried.

Moved by Councillor Jenkins  
Seconded by Councillor Mennill

THAT By-Law No. 18-31 "Being a By-Law to Confirm Proceedings of the Municipal Council of the Corporation of the County of Elgin at the August 14, 2018 Meeting" be read a first, second and third time and finally passed.

- Carried.

**ADJOURNMENT**

Moved by Councillor McWilliam  
Seconded by Councillor Wiehle

THAT we do now adjourn at 10:18 a.m. to meet again on August 28, 2018 (*tentative*) at the County Administration Building Council Chambers at 9:00 a.m.

- Carried.

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Julie Gonyou,  
Chief Administrative Officer.

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David Marr,  
Warden.