

# THE CORPORATION OF NORFOLK COUNTY

## REGULAR COUNCIL

TUESDAY, JULY 13, 2010

The following are the minutes of the Regular Council held on Tuesday, July 13, 2010, at 4:00 pm in the Multipurpose Room, Talbot Gardens Arena, 10 Talbot Street North, Simcoe.

### MEMBERS PRESENT:

Mayor Dennis Travale  
Councillor Michael Columbus  
Councillor Roger Geysens  
Councillor James Oliver  
Councillor Harold Sonnenberg  
Councillor Heidy Van Dyk  
Councillor John Wells

### MEMBERS ABSENT:

Councillor John Hunt  
Councillor C.H. Luke

### ALSO PRESENT:

Bill Allcock, County Manager  
Beverley Wood, Clerk/Manager of Council Services  
Cathy Balcomb, Deputy Clerk/Licensing Coordinator  
Kevin Lichach, General Manager, Community Services  
Frank Sams, Manager, Parks, Facilities & Recreation  
Frank Gelinas, General Manager, Corporate Services  
Patti Moore, General Manager, Health & Social Services  
Kandy Webb, General Manager, Human Resources & Staff Development  
Chris Baird, General Manager, Planning & Economic Development Services  
Bill Cridland, Manager of Roads  
Mary Elder, Senior Planner  
Shirley Cater, Senior Planner  
Eric Gilbert, Planner

### 1. DISCLOSURE OF A PECUNIARY INTEREST AND THE GENERAL NATURE THEREOF

Councillor C.H. Luke declared a pecuniary interest in respect to an item to be discussed in Closed Session involving his employer and in doing so agreed to abstain from discussion or voting on the matter. He vacated the room during the Closed Session when this matter was discussed.

2. **CLOSED SESSION**

Solicitor-client privilege/personal matter(s) about identifiable individual(s)

**Res. No. 1**

Mover: Councillor Michael Columbus  
Seconded: Councillor C.H. Luke

THAT pursuant to Section 239(2) and (3.1) of the Municipal Act, 2001, S.O. 2001 C.25, as amended, Council convenes at 4:07 p.m. in a meeting, closed to the public to discuss solicitor-client privilege/personal matter(s) about identifiable individual(s).

Carried.

**Res. No. 2**

Mover: Councillor C.H. Luke  
Seconded: Councillor Michael Columbus

THAT Council does now adjourn at 5:16 p.m. this closed meeting and reconvene in Open Session.

Carried.

**Res. No. 3**

Mover: Councillor John Wells  
Seconded: Councillor C.H. Luke

THAT Confidential Staff Report P.E.D. 10-80, Pring Property Purchase, be received as information;

AND THAT Council approves the purchase of the Pring Lands for an amount of \$400,000.

Carried.

**Res. No. 4**

Mover: Councillor John Wells  
Seconded: Councillor Michael Columbus

THAT Confidential Staff Report C.S.D 10-21, Request for Transfer of County Owned Property to Port Dover Lions Club, be received as information;

AND THAT Council waive the requirements of the County's By-law 2003-77, Disposal of Real Property;

AND FURTHER THAT Council recognizes that the property was received for nominal consideration initially from the Lions Club and Council therefore agrees to convey the property to the Port Dover Lions Club for the future construction of a community medical center for the sum of

\$2.00 conditional to the Club contributing \$90,000 towards the relocation and reconstruction of the existing ball park facilities and equipment, with any excess portion being a donation from the County to the Lions Club;

AND FURTHER THAT transfer of ownership of the municipal property to the Port Dover Lions Club is conditional on, 1) the Lions Club and Norfolk County satisfying all other agreements and requirements as listed in Staff Report CSD 10-21, Request for Transfer of the County Owned Property to the Port Dover Lions Club, and, 2) a reversion of title and ownership to the County in the event that the property is subsequently no longer used as the intended medical centre;

AND FURTHER THAT the Lions Club are responsible for paying all legal costs associated with the transfer of the property, including survey costs and other applicable fees;

AND FURTHER THAT Norfolk County shall be responsible for the removal and relocation of the existing ball park fencing and equipment from the property at a time mutually suitable to the Community Services Department and Port Dover Lions Club.

Carried.

**Res. No. 5**

Mover: Councillor Michael Columbus  
Seconder: Councillor John Wells

That Staff Report C.S.D 10-22, Request to Amend OPP contract, be received as information;

AND THAT an Amending Agreement between the Corporation of Norfolk County and the Minister of Community Safety and Correctional Services for the provision of police services for Norfolk County by the Ontario Provincial Police be approved;

AND FURTHER THAT the necessary By-law authorizing the Mayor and Clerk to execute the said amending Agreement be presented to Council for adoption.

Carried.

3. **PRESENTATIONS, APPLICATIONS & DEPUTATIONS**

4. **Awards/Recognition**

5. **Applications**

Application to amend the City of Nanticoke Zoning By-Law NW 1-2000 affecting the lands described as Part Lot 12, Concession 5, Geographic Township of Woodhouse, Norfolk County to permit a garden suite as a

temporary use. An error in Zoning By-law schedule A-4 is also to be addressed as the 'Rural Industrial (MR)' zone on the subject lands is to be changed to 'Agricultural (A)' zone.

Applicant: DEBRA ANN MCPHEE

Agent: LEEANNE VREUGDENHIL

(File No. ZNPL2010041 – Report No. P.E.D. 10-82)

**Res. No. 6**

Mover: Councillor C.H. Luke

Seconder: Councillor Roger Geysens

THAT the application by DEBRA ANN MCPHEE, 785 COCKSHUTT RD, RR5 STN MAIN, SIMCOE, ON N3Y 4K4 affecting lands described as Part Lot 12, Concession 5, Geographic Township of Woodhouse, Norfolk County to amend the City of Nanticoke Zoning By-Law NW 1-2000, File No. ZNPL2010041, BE APPROVED, for reasons set out in Report No. P.E.D. 10-82.

Carried.

Application to amend the Norfolk County Official Plan and the Township of Norfolk Zoning By-Law 1-NO 85 affecting the lands described as Part Lot 15, Concession A, Geographic Township of South Walsingham, Norfolk County to permit new residential development on the eastern portion of the subject lands and a wider range of commercial uses on the western portion of the subject lands.

Applicant: LEIGHTON AND BETTY BROWN

Agent: THOMAS A. CLINE

(File No. OPN-011/2009 and ZN-065/2009 – Report No. P.E.D. 10-85)

**Res. No. 7**

Mover: Councillor C.H. Luke

Seconder: Councillor Roger Geysens

THAT the application by LEIGHTON AND BETTY BROWN, 2575 Lakeshore Road, Port Rowan ON N0E 1M0 affecting lands described as Part Lot 15, Concession A, Geographic Township of South Walsingham, Norfolk County to amend the Norfolk County Official Plan and the Township of Norfolk Zoning By-Law 1-NO 85, File No. OPN-011/2009 and ZN-065/2009, BE APPROVED subject to site plan control.

Carried.

Application to amend the Township of Delhi Zoning By-Law 1-DE 80 affecting the lands described as Part Lot 8, Concession 8, Geographic Township of Windham, Norfolk County to permit a Garden Suite as a temporary use.

Applicant: TIM & BRENDA GILBERT

(File No. ZNPL2010047 – Report No. P.E.D. 10-86)

**Regular Council Minutes**  
**Tuesday, July 13, 2010**

---

**Res. No. 8**

Mover: Councillor John Wells  
Seconded: Councillor Harold Sonnenberg

THAT the application by TIM & BRENDA GILBERT, 1425 NORFOLK CTY RD 21, DELHI, ON N4B 2W4 affecting lands described as Part Lot 8, Concession 8, Geographic Township of Windham, Norfolk County to amend the Township of Delhi Zoning By-Law 1-DE 80, File No. ZNPL2010047, BE APPROVED, for reasons set out in Report No. P.E.D. 10-86.

Carried.

**6. Presentations**

**7. Deputations**

Mr. Peter Hellyer and Inspector Zvonka Horvat, Police Services Board  
Re: OPP Contract Amendments

Mr. Peter Hellyer and Inspector Zvonka Horvat, Police Services Board, appeared before Council regarding OPP Contract Amendments in Closed Session earlier in the meeting regarding matters relating to labour relations.

Mr. David Timm, International Power Canada Inc.  
Re: Update on Norfolk Wind Farms

Mr. David Timm, International Power Canada Inc., appeared before Committee to update Council on the Norfolk County Frogmore, Cultus and Clear Creek Wind Farms. Mr. Timm noted that International Power was formerly Aim PowerGen.

He explained that there were issues raised in the summer of 2009 regarding noise levels. The Ministry of Environment did an on-site investigation and determined that the noise levels were within the limits of the Certificate of Approval. The other issue was low frequency noise particularly in the Clear Creek area. He stated that the MOE is currently determining guidelines to assess infrasound and hopefully will have something ready to begin testing over the next couple of months.

Mr. Timm addressed health issues related to wind farms and stated that the Chief Medical Officer of Health for Ontario has done the analysis and presented a report stating there is no direct link between wind turbines and health effects. He stated that all complaints are taken very seriously.

**Res. No. 9**

Mover: Councillor C.H. Luke  
Seconded: Councillor Roger Geysens

**Regular Council Minutes**  
**Tuesday, July 13, 2010**

---

THAT the deputation of Mr. David Timm, International Power Canada Inc., to update Council on Norfolk Wind Farms, be received as information.

Carried.

Mr. Ed Stackhouse, Simcoe  
Re: CPR Overpass, Norfolk Street North, Simcoe

Mr. Ed Stackhouse, Simcoe, appeared before Council regarding the Norfolk Street North and CPR Overpass. He stated that Council should seriously investigate Option 3 of Staff Report P.W. 10-104 and think of this as an investment in Norfolk County.

**Res. No. 10**

Mover: Councillor Michael Columbus  
Seconder: Councillor C.H. Luke

THAT the deputation of Mr. Ed Stackhouse, Simcoe, regarding the Norfolk Street North and CPR Overpass, be received as information.

Carried.

Mr. Rick Prudil, Power Workers' Union at Nanticoke Generating Station  
Re: Refueling the Nanticoke Generating Station

Mr. Rick Prudil, Power Workers' Union at Nanticoke Generating Station, stated that the Nanticoke Generating Station, along with all coal fired stations is to be totally shut down by 2014. He indicated that this is only 54 months away and the Province currently has no alternate plans in place. He asked that Norfolk County Council ask the Ministry of the Environment to initiate a full study for conversion of the Nanticoke plant to natural gas or in combination with carbon-neutral biomass.

**Res. No. 11**

Mover: Councillor C.H. Luke  
Seconder: Councillor Michael Columbus

THAT the deputation of Mr. Rick Prudil, Power Workers' Union at Nanticoke Generating Station, regarding Refueling the Nanticoke Generating Station, be received as information.

Carried.

Proposed Motion of Councillor Oliver - Nanticoke Generating Station

**Res. No. 12**

Mover: Councillor James Oliver  
Seconder: Councillor John Wells

WHEREAS the operation of the Nanticoke Generating Station (NGS) of Ontario Power Generation (OPG) has been and continues to be very important to the economy of Norfolk County and Haldimand County;

AND WHEREAS the jobs which exist at the Nanticoke Generating Station are vital to the workers at the Station, to their families and to our community;

AND WHEREAS the proposed retrofitting of the Nanticoke Generating Station to burn carbon-neutral biomass, in combination with natural gas as required, as a fuel source to replace coal would achieve significant environmental benefits, would create significant opportunities for Norfolk farmers and others in the production of purpose-grown agricultural biomass, and would maintain NGS jobs vital to our local community and economy;

BE IT RESOLVED THAT Norfolk County Council urge the Province of Ontario to confirm its intention to refuel the Nanticoke Generating Station to alternative fuels by 2014, and to complete the refueling of the Station as quickly as possible;

AND THAT this motion be sent to the Premier, the Minister of Energy & Infrastructure, the Minister of OMAFRA, Mr. Dave Levac, MPP, Mr. Toby Barrett MPP, Mr. Tom Mitchell, President & CEO of Ontario Power Generation, and to Haldimand County.

Carried.

Mr. Denis Grasis, Port Dover

Re: Mutual Solution to Access Parking at 401 Main and 10 Chapman Streets, Port Dover

Mr. Denis Grasis, Port Dover, appeared before Council regarding a mutual solution to access parking at 401 Main and 10 Chapman Street, Port Dover. He provided photos and suggested a solution of installing post guards and no parking signs to eliminate parking close to the driveway.

**Res. No. 13**

Mover: Councillor C.H. Luke

Second: Councillor Roger Geysens

THAT the deputation of Mr. Denis Grasis, Port Dover, regarding a mutual solution to access Parking at 401 Main and 10 Chapman Street, Port Dover, be received as information.

Carried.

**Res. No. 14**

Mover: Councillor John Wells

**Regular Council Minutes**  
**Tuesday, July 13, 2010**

---

Seconder: Councillor C.H. Luke

THAT Public Works Staff be directed to investigate the proposed solution of Mr. Denis Grasis and if feasible install the signs as proposed.

Carried.

Ms. Stephana Johnston, Port Rowan  
Re: Letter to the Ontario Research Chair in Renewable Energy Technologies and Health

Ms. Stephana Johnston, Clear Creek, appeared before Council to ask that a letter be sent to Dr. Siva Sivoththaman, Ontario Research Chair in Renewable Energy Technologies and Health, regarding the structuring of an epidemiological research project to study the effects of Industrial Wind Turbines in the Clear Creek/Cultus/Frogmore Zone.

**Res. No. 15**

Mover: Councillor C.H. Luke  
Seconder: Councillor Roger Geysens

THAT the deputation of Ms. Stephana Johnston, Port Rowan, regarding a letter to the Ontario Research Chair in Renewable Energy Technologies and Health, be received as information.

Carried.

**Res. No. 16**

Mover: Councillor John Wells  
Seconder: Councillor Harold Sonnenberg

THAT the Mayor write a similar letter to Dr. Siva Sivoththaman, Chair on Renewable Energy Technologies and Health as proposed by Ms. Stephana Johnston.

Carried.

Mr. Trevor Pettit, Terra Vox  
Re: Proposed Energy from Waste Facility to be built in Haldimand County

Mr. Trevor Pettit, Terra Vox, gave a powerpoint presentation to Council regarding a Proposed Energy from Waste Facility to be built in Haldimand County. He outlined the benefits of thermally processing waste and the benefits to Haldimand County. Mr. Pettit advised that this presentation is to determine any synergies that may be available to Norfolk County for disposal of our solid waste.

**Res. No. 17**

Mover: Councillor Michael Columbus  
Seconder: Councillor C.H. Luke

**Regular Council Minutes**  
**Tuesday, July 13, 2010**

---

THAT the deputation of Mr. Trevor Pettit, Terra Vox, regarding a Proposed Energy from Waste Facility to be built in Haldimand County, be received as information.

Carried.

**Res. No. 18**

Mover: Councillor James Oliver  
Second: Councillor Roger Geysens

THAT Staff continue to research the proposal of Terra Vox regarding an Energy from Waste facility.

Carried.

Ms. Cynthia Burroughs, Teeterville  
Re: Renaming of William Street, Teeterville

Ms. Cynthia Burroughs, Teeterville, read from a prepared statement to request that William Street in Teeterville not be renamed. She stated that the simple solution is to advise the two owners of the William Street, Delhi properties that a '1' would be added to their addresses.

**Res. No. 19**

Mover: Councillor John Wells  
Second: Councillor C.H. Luke

THAT the deputation of Ms. Cynthia Burroughs, Teeterville, regarding the renaming of William Street in Teeterville, be received as information.

Carried.

**8. ADOPTION/CORRECTION OF COUNCIL MEETING MINUTES**

Public Meeting Minutes dated June 22, 2010

Regular Council Meeting Minutes dated June 22, 2010

The minutes of the Public Meeting and the Regular Council Meeting dated June 22, 2010, having been distributed to all members of Council and there being no errors reported, they were thereupon declared adopted and signed by Mayor Travale.

**9. COMMUNICATIONS**

Mr. Ken Person, Kinsmen Club of Delhi  
Re: Request for Community Festival Designation for Delhi Harvestfest

**Regular Council Minutes**  
**Tuesday, July 13, 2010**

---

**Res. No. 20**

Mover: Councillor Michael Columbus  
Second: Councillor C.H. Luke

THAT the Delhi Harvestfest be designated as a Community Festival for the purpose of obtaining a liquor license.

Carried.

Mr. Wayne Hemming, Dog's Nest Smokehouse, Simcoe  
Re: Request Temporary Liquor Licence Extension for August, Friday  
13th Weekend

**Res. No. 21**

Mover: Councillor Luke  
Second: Councillor Geysens

THAT Norfolk County Council has no objection to the Dog's Nest Smokehouse, Simcoe applying for a Temporary Extension to their Liquor Licence for the August, Friday the 13th Weekend.

Carried.

**10. REPORTS OF COMMITTEES**

Minutes of the Council-In-Committee Meeting dated July 6, 2010

**Res. No. 22**

Mover: Councillor Michael Columbus  
Second: Councillor C.H. Luke

THAT the minutes of the Council-In-Committee Meeting dated July 6, 2010, be adopted as presented with the exception of Resolution 23 which is to be dealt with separately.

**Res. No. 23**

Mover: Councillor Roger Geysens  
Second: Councillor Harold Sonnenberg

THAT Resolution No. 23 of the Council-In-Committee minutes dated July 6, 2010, be adopted as presented which reads as follows:

THAT Staff Report P.E.D. 10-75, William Street Renaming, be received as information;

AND THAT William Street in Teeterville be renamed to Wagner Street, as outlined in Option 1 in Staff Report P.E.D. 10-75.

Defeated.

**Regular Council Minutes**  
**Tuesday, July 13, 2010**

---

**Res. No. 24**

Mover: Councillor C.H. Luke  
Seconder: Councillor Michael Columbus

THAT Staff Report P.E.D. 10-75, William Street Renaming, be received as information;

AND THAT William Street in Delhi be changed as outlined in Option 2 of Staff Report P.E.D. 10-75 with 404 William Street, Delhi changed to 396 and 429 William Street, Delhi, changed to 395.

Carried.

Minutes of the Port Rowan Harbour Commission Meeting dated June 9, 2010

**Res. No. 25**

Mover: Councillor Harold Sonnenberg  
Seconder: Councillor Roger Geysens

THAT the minutes of the Port Rowan Harbour Commission Meeting dated June 9, 2010, be received as information.

Carried.

Minutes of the Tourism & Economic Development Advisory Board Meeting dated June 16, 2010

**Res. No. 26**

Mover: Councillor Roger Geysens  
Seconder: Councillor Harold Sonnenberg

THAT the minutes of the Tourism & Economic Development Advisory Board Meeting dated June 16, 2010, be received as information.

Carried.

Minutes of the Norfolk County Police Services Board Meeting dated June 16, 2010

**Res. No. 27**

Mover: Councillor Harold Sonnenberg  
Seconder: Councillor Michael Columbus

THAT the minutes of the Norfolk County Police Services Board Meeting dated June 16, 2010, be received as information.

Carried.

Minutes of the Downtown Simcoe BIA Meeting dated May 20, 2010

**Regular Council Minutes**  
**Tuesday, July 13, 2010**

---

**Res. No. 28**

Mover: Councillor Roger Geysens  
Seconded: Councillor Harold Sonnenberg

THAT the minutes of the Downtown Simcoe BIA Meeting dated May 20, 2010, be received as information.

Carried.

Minutes of the Port Dover Harbour Marina Advisory Committee Meetings dated May 13 and June 10, 2010

**Res. No. 29**

Mover: Councillor Harold Sonnenberg  
Seconded: Councillor Roger Geysens

THAT the minutes of the Port Dover Harbour Marina Advisory Committee Meetings dated May 13 and June 10, 2010, be received as information.

Carried.

Minutes of the Health and Social Services Advisory Committee Meeting dated June 17, 2010

**Res. No. 30**

Mover: Councillor Harold Sonnenberg  
Seconded: Councillor Roger Geysens

THAT the minutes of the Health and Social Services Advisory Committee Meeting dated June 17, 2010, be received as information.

Carried.

Minutes of the Delhi Tobacco Museum & Cultural Advisory Committee Meeting dated June 21, 2010

**Res. No. 31**

Mover: Councillor Roger Geysens  
Seconded: Councillor Harold Sonnenberg

THAT the minutes of the Delhi Tobacco Museum & Cultural Advisory Committee Meeting dated June 21, 2010 be received as information.

Carried.

Minutes of the Norfolk County Alligator Tug Advisory Committee Meeting dated June 9, 2010

**Res. No. 32**

Mover: Councillor Harold Sonnenberg  
Seconded: Councillor Roger Geysens

THAT the minutes of the Norfolk County Alligator Tug Advisory Committee Meeting dated June 9, 2010, be received as information.

Carried.

**11. STAFF REPORTS**

Staff Report C.M. 10-01  
Program Review Update

County Manager, Bill Allcock, presented the report and answered questions of Council.

**Res. No. 33**

Mover: Councillor Michael Columbus  
Seconder: Councillor C.H. Luke

THAT Priority 7, Ranked 3 under the Health & Social Services in the Program Review be deleted.

Defeated.

**Res. No. 34**

Mover: Councillor John Wells  
Seconder: Councillor James Oliver

THAT Staff Report C.M. 10-01, Program Review Update, be received as information;

AND THAT County staff take action as noted in the Program Review "Ranked Parking Lot and Other Related Issues". (Appendix "C");

AND FURTHER THAT the County Manager provide a quarterly update to County Council;

AND FURTHER THAT the County Manager report on a program review process as noted in the budget meeting resolution.

Carried.

Staff Report H.R. 10-15  
Norfolk County Mayor & Councillor Remuneration effective January 1, 2011

General Manager of Human Resources & Staff Development, Kandy Webb, presented the report and answered questions of Council.

**Res. No. 35**

Mover: Councillor James Oliver  
Seconder: Councillor Michael Columbus

**Regular Council Minutes**  
**Tuesday, July 13, 2010**

---

THAT Staff Report HR 10.15 entitled "Norfolk County Mayor and Councillor Remuneration Effective January 1, 2011", be received as information;

AND THAT the remuneration of the Mayor, Norfolk County be amended to \$59, 600 per annum effective January 1, 2011;

AND FURTHER THAT the remuneration of Norfolk County Councillors remain status quo;

AND FURTHER THAT the remuneration of the Mayor and Councillors at Norfolk County be reviewed through an internal staff process as outlined in this Report during 2012, the results of which will be implemented effective January 1, 2013;

AND FURTHER THAT one-third of the remuneration paid to the Mayor and Councillors of Norfolk County be deemed to be for expenses incident to the discharge of duties as a Member of Council in accordance with the Municipal Act, 2001;

AND FURTHER THAT in accordance with the Municipal Act, 2001, the one-third tax allowance for the Mayor and Councillors of Norfolk County be reviewed during 2013, prior to the next municipal election;

AND FURTHER THAT the necessary by-law authorizing the Mayor and Clerk to implement the Recommendation in this Report be presented to Norfolk County Council for adoption.

**Res. No. 36**

Mover: Councillor James Oliver  
Seconded: Councillor Michael Columbus

THAT when staff reviews the remuneration of Mayor and Council in 2013 that it be compared to the salaries combined of any upper and lower tier municipalities.

Carried.

Staff Report H.R. 10-16  
2010 Extended Health and Dental, Long Term Disability, Life Insurance and Accidental Death and Dismemberment Insurance Renewals

General Manager of Human Resources and Staff Development, Kandy Webb, presented the report and answered questions of Council.

**Res. No. 37**

Mover: Councillor Harold Sonnenberg  
Seconded: Councillor Michael Columbus

**Regular Council Minutes**  
**Tuesday, July 13, 2010**

---

THAT Staff Report H.R. 10-16, 2010 Extended Health and Dental, Long Term Disability, Life Insurance and Accidental Death and Dismemberment Insurance Renewals, be received as information;

AND THAT Norfolk County Council approves the negotiated premium rates of Sun Life and Industrial Alliance Pacific for Norfolk County benefit plans, effective July 1, 2010, as outlined in Staff Report 10-16;

AND FURTHER THAT Norfolk County Council approves the negotiated premium rates for the benefits provided by Green Shield Canada, effective July 1, 2010, as outlined in Staff Report H.R. 10-16.

Carried.

Staff Report C.R.S. 10-41  
Port Dover Harbour Marina Reserve Fund Update

General Manager of Corporate Services, Frank Gelinias, presented the report and answered questions of Committee.

**Res. No. 38**

Mover: Councillor Michael Columbus  
Seconder: Councillor Harold Sonnenberg

THAT Staff Report C.R.S. 10-41 Port Dover Harbour Marina Reserve Fund be received as information.

Carried.

Staff Report C.R.S. 10-49  
Delegated Authority to Award Formal Bid Documents - Council Summer Recess 2010

General Manager of Corporate Services, Frank Gelinias, presented the report and answered questions of Council.

**Res. No. 39**

Mover: Councillor Michael Columbus  
Seconder: Councillor Harold Sonnenberg

THAT Staff Report CRS 10-49, Delegated Authority to Award Formal Bid Documents, be received as information.

AND THAT Council delegate its authority during Council's summer recess for the period July 13, 2010 to August 17, 2010 to award projects contained in the Council Approved Budget that have been issued as a formal bid document, following all provisions outlined in Policy No. CRS-02 and Policy No. CRS-03 be awarded to the lowest price meeting specifications within the approved budget by delegated authority from the respective General Manager and County Manager.

**Regular Council Minutes**  
**Tuesday, July 13, 2010**

---

AND FURTHER THAT the Manager of Corporate Support Services shall submit to Council an information report, containing the details relevant to the exercise of delegated authority for all formal bid documents awarded that are \$50,000 or greater, including taxes.

Carried.

Staff Report C.S.D. 10-25  
Emergency Replacement Port Dover Arena Brine Header - BUDGET  
AMENDMENT

Manager of Community Services, Kevin Lichach, presented the report and answered questions of Council.

**Res. No. 40**

Mover: Councillor Michael Columbus  
Second: Councillor Harold Sonnenberg

THAT Staff Report C.S.D. 10-25, Emergency Replacement Port Dover Arena Brine Header, be received as information;

AND THAT staff be given permission to proceed with the tender to replace the Brine Headers in the Port Dover Arena;

AND FURTHER THAT the 2010 Approved Capital Budget be amended to increase the allocation for the Project C720.0032 Replace Ammonia Chiller/Heat Exchanger Unit - Port Dover Arena to include the \$75,000 cost of the Brine Header Replacement and the cost be funded from the General Capital Reserve.

Carried.

**Res. No. 41**

Mover: Councillor James Oliver  
Second: Councillor C.H. Luke

THAT notwithstanding Section 4.6 of the Procedural By-law, the Council of the Corporation of Norfolk County concurs to go beyond the hour of 10:30 p.m. to complete the items on the agenda to 10:45 p.m.

Carried.

Staff Report P.E.D. 10-89  
Building Division Repair/Replacement Protocol

General Manager of Planning and Economic Development, Chris Baird, presented the report and answered questions of Committee.

**Res. No. 42**

Mover: Councillor James Oliver

Seconder: Councillor Roger Geysens

THAT Staff Report P.E.D. 10-89, Building Division Repair/Replacement Protocol, be received as information;

AND THAT Council endorses the protocol as outlined within the report with the amendment that the building official will ensure that conditions conform with the Building Code and Zoning By-law.

Carried.

**12. REPORTS OF COUNCIL MEMBERS**

**13. BY-LAWS**

By-Law 38-Z-2010 being a By-Law to Amend Zoning By-Law 1-1999, as Amended, of the former Town of Simcoe for Property Described as Part Lot 10 and 11 in the Gore, also Described as Part 1 and Part 2 of Plan 37R-10130 (PIN 5021-0109 (Lt)), Geographic Township of Woodhouse, Norfolk County in the Name of 466353 Ontario Ltd. (AGN-010/2009 & 28T-89006)

By-Law 39-Z-2010 being a By-Law to Amend Zoning By-Law NW 1-2000, as Amended, of the Former City of Nanticoke for Property Described as Part Lot 12, Concession 5, Geographic Township of Woodhouse, Norfolk County in the Name of Debra Ann McPhee. (ZNPL2010041)

By-Law 40-Z-2010 being a By-Law to Amend Zoning By-Law NW 1-2000, as Amended, of the former City of Nanticoke for Property Described as Part Lot 12, Concession 5, Geographic Township of Woodhouse, Norfolk County in the Name Of Debra Ann McPhee. (ZNPL2010041) (Temporary Use)

By-Law 41-Z-2010 being a By-Law to Amend Zoning By-Law 1-DE 80, as Amended, of the former Township of Delhi For Property Described as Part Lot 8, Concession 8, Geographic Township of Windham, Norfolk County in the Name of Tim & Brenda Gilbert. (ZNPL 2010047)

By-Law 2010-119 being a By-Law to Provide for Drainage Works in The Corporation of Norfolk County for the Ellwanger Municipal Drain No. 7.

By-Law 2010-146 being a By-Law to Authorize the Execution of a Lease Agreement with The Corporation of Haldimand County for a Portion of the Canborough Landfill Site.

By-Law 2010-147 being a By-Law to Delegate the Authority to the Mayor and County Manager to Execute the Tender Documents for the Contracts for the Fire Restoration at the County Administration Building.

**Regular Council Minutes**  
**Tuesday, July 13, 2010**

---

By-Law 2010-148 being a By-Law to Provide for Advance Votes for the 2010 Municipal and School Board Elections in Norfolk County.

By-Law 2010-149 being a By-Law to Appoint Municipal Law Enforcement Officers.

By-Law 2010-150 being a By-Law to Regulate the Operation of All Terrain Vehicles (ATV's) on Municipal Highways.

By-Law 2010-151 being a By-Law to Authorize the Execution of an Engineering Services Agreement with G. Douglas Vallee Ltd. for the Black Creek Watermain Crossing.

By-Law 2010-152 being a By-Law to Authorize the Execution of a Contract with the Firm of Premier Concrete Inc. for the Hall Bridge Replacement. (Contract PW-E-10-050)

By-Law 2010-153 being a By-Law to Authorize the Execution of a Contract with the Firm of Gerrits Drilling & Engineering Ltd. for the Chapel Street Well No. 2 Reconstruction. (Contract PW-E-10-045)

By-Law 2010-154 being a By-Law to Authorize the Execution of a Contract with the Firm of Banks Groundwater Engineering Ltd. for the Hydrological Engineering Services for the Chapel Street Well No. 2. (Contract PW-E-10-045)

By-Law 2010-155 being a By-Law to Amend By-Law 2002-251, as Amended, to Prohibit Heavy Traffic on Certain Highways in Norfolk County.

By-Law 2010-156 being a By-Law to Amend Former City of Nanticoke By-Law 62-00 to Restrict the Weights of Vehicles Passing Over Bridges.

By-Law 2010-157 being a By-Law to Authorize the Execution of a Contract with Seagrave Fire Apparatus Company for the Purchase of Two (2) Pumper Fire Apparatus. (CSD FRS10-02)

By-Law 2010-158 being a By-Law to Authorize the Execution of a Contract with Metalfab Fire Apparatus for the Purchase of One (1) Rescue Apparatus. (CSD FRS 10-02)

By-law 2010-159 being a By-Law to Authorize the Execution of a Contract with Vergeer Golf Inc. of St. Thomas, Ontario, for the Waterford Trail Construction. (CSD PF-10-05)

By-Law 2010-160 being a By-Law to Authorize the Execution of a Purchase of Service Agreement with Rahul Kuckreja (2245354 Ontario Inc.), the New Owner of Maple Lodge, Simcoe, Ontario, for Domiciliary Hostel Services.

**Regular Council Minutes**  
**Tuesday, July 13, 2010**

---

By-Law 2010-161 being a By-Law to Authorize the Execution of a Contract with the Firm of Dover Mechanical for the Simcoe Water Pollution Control Plant Phase 2 Upgrades

By-Law 2010-162 being a By-Law to Authorize the Execution of a Contract with Cayuga Asphalt & Construction for Asphalt Resurfacing Projects. (Contract PW-E-10-036)

By-Law 2010-163 being a By-Law to Authorize the Execution of a Contract with the Firm of United Contracting for the Sidewalk Reconstruction Project. (Contract PW-E-10-031)

By-Law 2010-164 being a By-Law to Amend By-Law 2003-160, as Amended, a By-Law to Regulate Parking in Norfolk County.

By-Law 2010-165 being a By-Law to Allow Muscular Dystrophy Canada to Conduct Fundraising Activities (Boot Drive) on a Municipally-Owned Roadway in Port Dover.

**Res. No. 43**

Mover: Michael Columbus  
Secunder: Harold Sonnenberg

THAT By-Law 38-Z-2010 to 41-Z-2020 inclusive, and By-law 2010-146 to 2010-165 inclusive be introduced and taken as read a first time.

Carried.

**Res. No. 44**

Mover: Councillor C.H. Luke  
Secunder: Councillor Roger Geysens

THAT By-Law 38-Z-2010 to 41-Z-2020 inclusive, and By-law 2010-146 to 2010-165 inclusive be taken as read a second time.

Carried.

**Res. No. 45**

Mover: Councillor C.H. Luke  
Secunder: Councillor Roger Geysens

THAT By-Law 38-Z-2010 to 41-Z-2020 inclusive, By-law 2010-119, and 2010-146 to 2010-165 inclusive, be taken as read a third time, be finally passed and signed by the Mayor and the Clerk and sealed with the Corporate Seal.

Carried.

**14. MOTIONS**

15. **NOTICE OF MOTION**

16. **QUESTION PERIOD**

17. **OTHER BUSINESS**

Meeting Locations

**Res. No. 46**

Mover: Councillor Roger Geysens  
Seconded: Councillor C.H. Luke

THAT NOTWITHSTANDING Part 4 of the Procedure By-Law 2009-179, all meetings of Norfolk County including Council-In-Committee, Public Meetings, Council Meetings, By-law Appeals Committee Meetings, and any special meetings, shall be held at the Multipurpose Room of Talbot Gardens Arena, 10 Talbot Street North, Simcoe until the Council Chambers at 50 Colborne Street South, Simcoe are available.

Carried.

19. **CONFIRMING BY-LAW**

By-law 2010-166 being a By-Law to Confirm the Proceedings of the Council of Norfolk County at this Council Meeting held on the day of 2010.

**Res. No. 47**

Mover: Councillor C.H. Luke  
Seconded: Councillor Roger Geysens

THAT By-law 2010-166 being a By-Law to Confirm the Proceedings of the Council of Norfolk County at this Council Meeting held on the 13th day of July, 2010, be introduced and taken as read a first time.

Carried.

**Res. No. 48**

Mover: Councillor C.H. Luke  
Seconded: Councillor John Wells

THAT By-law 2010-166 being a By-Law to Confirm the Proceedings of the Council of Norfolk County at this Council Meeting held on the 13th day of July,2010, be taken as read a second time.

Carried.

**Res. No. 49**

Mover: Councillor John Wells  
Seconded: Councillor C.H. Luke

**Regular Council Minutes**  
**Tuesday, July 13, 2010**

---

THAT By-law 2010-166 being a By-Law to Confirm the Proceedings of the Council of Norfolk County at this Council Meeting held on the 13th day of July,2010, be taken as read a third time, be finally passed and signed by the Mayor and the Clerk and sealed with the Corporate Seal.

Carried.

**20. ADJOURNMENT**

10:40 p.m.