

FEBRUARY 16, 2021 - MIDDLESEX COUNTY COUNCIL

Council Chambers, County Building
London, 1:00 pm, Tuesday, February 16, 2021

1. CALL TO ORDER AND WARDEN'S REMARKS

Council met with all members present electronically. Warden Burghardt-Jesson presided.

Bill Rayburn, CAO gave a brief address on Al Edmondson and Bill Grieve:

"My kids lovingly called him "Pyjama Al". A giant of a man with an enormous heart. Al loved people and they loved him back because within moments of meeting Al, everyone knew that he genuinely cared about you.

Al wore his passion for making our County better and building a better Middlesex for the next generation on his sleeve and it was this consistent commitment that made him such an extraordinary municipal leader. His work on behalf of the County was truly remarkable as his passion, vision, leadership and love can be seen in so many community incredible community development projects across the County. Throughout his extensive career as Councillor, Mayor and Warden, Al challenged himself every day to find new ways to improve the life of our residents and he consistently succeeded.

I met Al over 20 years ago and we were fast friends. I admit that I don't warm up to tall people quickly, but Al was an exception.

As I look back on our time together, it is hard to pinpoint the one thing that made Al so special to me and everyone else in the Middlesex family.

Perhaps it was his sense of humor and how much we constantly laughed together. Oh how we laughed.

Maybe it was his unwavering moral compass that encouraged us to do a little bit more to help those around us or how he cared so deeply about the community.

Maybe, it was his integrity, loyalty or the fact that he inspired all of the Middlesex family to think bigger about how we could make a difference. Or maybe it was all these things. He truly was inspiring.

While Al is likely most well known for his impressive time in municipal government, Al's outstanding contribution away from the limelight will not be forgotten.

While Al was a humble man that would never boast, over the course of our time together, I had the opportunity to learn from others about what a gifted educator Al was. Throughout his 35 year educational career, he positively changed the course of the lives of thousands of students through groundbreaking innovative programs and his boundless enthusiasm for learning.

In addition to his educational career, Al also gave back to his community through groups like the Lion's Club, VON and numerous other charities as his work on their behalf was tireless.

Throughout Al's life of community contribution, there was one constant. Ellen. A source of unconditional encouragement, love and a shared goal to give back to the community they loved. Smart, beautiful, caring, Ellen was the perfect partner for Al's lifelong journey.

In recent weeks, we have lost a number of leaders that were foundational building blocks for Middlesex County including Bill Grieve.

While I never had the opportunity to work directly with Bill, I certainly knew who he was. Bill would always greet me the same way when he saw me. His "And how is Bill doing" greeting was out of genuine interest. His reputation as a country gentleman and as a legendary leader in Middlesex county certainly preceded him.

How could it not. Bill's contribution to Middlesex started at a very young age and extended throughout his life on both the local and national stage. A true leader in the agriculture industry, Bill was the founding President of the Ontario Holstein Branch and President of Holstein Canada. Bill also proudly gave back to the community as a member of the Western Fair Association for over 60 years inspiring multiple generations of the agricultural community.

Bill advanced his positive impact on Middlesex County through municipal leadership and what a leader he was. As Reeve of North Dorchester and Warden of Middlesex County in 1975, Bill was a guiding light and a true foundational piece of the Middlesex County that we enjoy today.

Middlesex is blessed with everything a County needs to be successful. A fantastic location, fertile ground and a diverse economy. However, there is one truly decisive factor that makes Middlesex great and that is the people that comprise the Middlesex spirit. Bill and Al exemplified that spirit every day and he will be sorely missed. While these community leaders are gone, their inspiration, spirit and memory will live on in each of us thanks to their tremendous contributions to Middlesex County."

Warden Burghardt-Jesson addressed Council as follows:

“Since our last meeting we have had to say goodbye and congratulations to Morgan Calvert. Morgan has accepted the CAO position with Adelaide Metcalfe. This is a great opportunity for Morgan and we wish him the best of luck. We know that Adelaide Metcalfe will thrive under his leadership. We of course are happy that he is still part of the Middlesex family. When restrictions are furthered loosened, we look forward to properly saying good by and congratulating him.

It gives me great pleasure to officially welcome Chris Bailey as the Manager of ITS effective today. As we know, he took over the role in an interim business in May of this year. Chris has been with Middlesex since June 1 2009. He began his career with the County as a Computer Technician. In October of 2016 he was promoted to the Manager of Technical Services.

With Chris now taking on this position permanently he is now responsible for all aspects of the ITS department. He is also responsible for managing and supporting the stable operation of ITS networks, systems and applications. In carrying out the day-to-day- operations of the ITS department, Chris ensures the effective, efficient and timely development and implementation of business services and solutions to Middlesex County and to the local municipalities that participate in ITS Shared Services.

Please join in me in welcoming and congratulating Chris, becoming part of our Management Team.”

2. PROVISION FOR DISCLOSURE OF PECUNIARY INTEREST AND GENERAL NATURE THEREOF

None.

3. BUSINESS ARISING FROM THE MINUTES:

None

4. MINUTES

- a) Minutes of the Middlesex County Council meeting held on January 19, 2021

Moved by Councillor Warwick

Seconded by Councillor Richards

That the minutes of the Middlesex County Council meeting held on January 19, 2021 be approved as presented.

Carried.

5. DEPUTATIONS

- a) KPMG 2020 Audit Plan Presentation
 - Presentation by Dylan Taylor, Manager, Audit and Ian Jeffreys, Lead Audit Engagement Partner, KPMG LLP

6. ENQUIRIES OR NOTICES OF MOTION

7. REPORTS

8. NEW BUSINESS

- a) Tender for Hot Mix Asphalt Contract M-B-21
 - Report from Chris Traini, County Engineer

Moved by Councillor Mayhew

Seconded by Councillor DeViet

That the bid Dufferin Construction Company in the amount of \$3,423,803.00 before taxes for Contract M-B-21 for the supply of hot mix asphalt be accepted.

Carried.

- b) Tender for Cold in Place Asphalt Recycling Contract M-C-21
 - Report from Chris Traini, County Engineer

Moved by Councillor Elliott

Seconded by Councillor Smith

That the bid of Lavis Contracting Co. Limited in the amount of \$539,847.50 before taxes for Contract M-C-21 for the supply of cold in place asphalt recycling be accepted.

Carried.

9. COUNCILLOR'S COMMENTS AND OTHER BUSINESS

- a) Adelaide Metcalfe
Councillor Kurtis Smith gave a brief update noting that the consulting services with the County is now complete and he thanked all staff involved with the project. Councillor Smith also thanked County Council for approving County assistance to complete the project.

10. BY-LAWS

Moved by Councillor Cornelissen

Seconded by Councillor Vanderheyden

That first and second reading of the By-law be given:

Carried.

#7097 - A By-Law to confirm proceedings of the Council of The Corporation of the County of Middlesex – February 16, 2021

Moved by Councillor Ropp

Seconded by Councillor Mayhew

That third and final reading of the preceding By-law be given.

Carried

11. COMMITTEE OF THE WHOLE

A. DELEGATIONS / REPORTS OF COUNTY OFFICERS

Hearings for Application for Council Exemption are scheduled for 2:00 pm

1. Application for Council Exemption for Cutting of Woodlands, Township of Adelaide Metcalfe; 1179 Egremont Drive, Van Aert
 - Report from Mark Brown, Woodlands Conservation OfficerMr. Tony Van Aert, Adwood Farms Ltd will be present for the hearing

Moved by Councillor Elliott

Seconded by Councillor Richards

That the application by Tony Van Aert Lot 2 west, Concession 1SER, 1179 Egremont Drive in the municipality of Adelaide Metcalfe for council exemption for clearing woodlands for conversion to agriculture be granted subject to the following conditions:

- a) The applicant will be required to complete the replanting to the satisfaction of the Woodland Conservation Officer.
- b) Payment of a refundable security deposit of \$6,016.00 to be held by the County of Middlesex until the Woodland Conservation officer is satisfied the newly planted area is fully stocked and 'free to grow'.
- c) A minimum of 840 native (Carolinian forest zone species) trees 30-40cm tall bare root or potted transplant stock of appropriate seed source/provenance be planted and maintained across the replanting area, until such time as they are 'free to grow'.
- d) Any tree clearing must occur outside the bird nesting season per the Migratory Bird Convention Act (MBCA).
- e) Any tree clearing must occur outside the bat roosting season.
- f) The applicant to provide the Woodland Conservation Officer with a report signed off by a Registered Professional Forester documenting fulfillment of the conditions applied to this exemption and confirming that the replanted trees are 'Free to Grow'.
- g) The landowner is solely responsible for compliance with species at risk legislation both federal and provincial.

The landowner is solely responsible for compliance with Ausable Bayfield Conservation Authority regulations and permitting requirements which may be applicable.

Carried.

2. Application for Council Exemption for Cutting Woodlands; Municipality of Strathroy-Caradoc; 6864 Olde Drive; Vieira
 - Report from Mark Brown, Woodlands Conservation Officer

Moved by Councillor DeViet

Seconded by Councillor Mayhew

That the application by Adam and Ingrid Vieira Pt Lot 3 Con 6, 6864 Olde Drive, in the Municipality of Strathroy-Caradoc for council exemption for clearing woodlands for conversion to agriculture be granted subject to the following conditions:

- a) The applicant will be required to complete the replanting to the satisfaction of the Woodland Conservation Officer.
- b) Payment of a refundable security deposit of \$1,728.00 to be held by the County of Middlesex until the Woodland Conservation officer is satisfied the newly planted area is fully stocked and 'free to grow'.
- c) A minimum of 400 native (Carolinian forest zone species) trees 30-40cm tall bare root or potted transplant stock of appropriate seed source/provenance be planted and maintained across the replanting area, until such time as they are 'free to grow'.
- d) Any tree clearing must occur outside the bird nesting season per the Migratory Bird Convention Act (MBCA).
- e) Any tree clearing must occur outside the bat roosting season.
- f) The applicant to provide the Woodland Conservation Officer with a report signed off by a Registered Professional Forester documenting fulfillment of the conditions applied to this exemption and confirming that the replanted trees are 'Free to Grow'.
- g) The landowner is solely responsible for compliance with species at risk legislation both federal and provincial.

The landowner is solely responsible for compliance with St Clair Region Conservation Authority regulations and permitting requirements which may be applicable.

Carried.

3. Application for Council Exemption for Cutting of Woodlands; Township of Lucan Biddulph; Lot 17, Concession 7; Bloeman
 - Report from Mark Brown, Woodlands Conservation Officer

Moved by Councillor Warwick

Seconded by Councillor Brennan

That the application by Willem Bloemen, Concession 7, Lot 17, in the Township of Lucan Biddulph. for council exemption for clearing woodlands for conversion to agriculture be granted subject to the following conditions:

- a) The applicant will be required to complete the replanting to the satisfaction of the Woodland Conservation Officer.
- b) Payment of a refundable security deposit of \$2,848.00 to be held by the County of Middlesex until the Woodland Conservation officer is satisfied the newly planted area is fully stocked and 'free to grow'.
- c) A minimum of 396 native (Carolinian forest zone species) trees 30-40cm tall bare root or potted transplant stock of appropriate seed source/provenance be planted and maintained across the replanting area, until such time as they are 'free to grow'.
- d) Any tree clearing must occur outside the bird nesting season per the Migratory Bird Convention Act (MBCA).
- e) Any tree clearing must occur outside the bat roosting season.
- f) The applicant to provide the Woodland Conservation Officer with a report signed off by a Registered Professional Forester documenting fulfillment of the conditions applied to this exemption and confirming that the replanted trees are 'Free to Grow'.
- g) The landowner is solely responsible for compliance with species at risk legislation both federal and provincial.

The landowner is solely responsible for compliance with Ausable Bayfield Conservation Authority regulations and permitting requirements which may be applicable.

Carried.

B. ACTION ITEMS

1. Date Change of August 2021 County Council Meeting
 - Report from Kathy Bunting, County Clerk

Moved by Councillor Mayhew

Seconded by Councillor Richards

That the August date of the Middlesex County Council meeting be changed to August 10, 2021; that a revised calendar be circulated to County Council and local municipalities; and that the schedule be updated on the web site.

Carried.

2. 2020 Annual Accessibility Status Report
 - Report from Sam McFarlane, Accessibility Coordinator

Moved by Councillor Brennan

Seconded by Councillor Warwick

That the Annual Accessibility Status Report be approved as presented and posted on the Middlesex County website.

Carried.

3. Adelaide Metcalfe Official Plan Amendment No.14; Get R Done Farms Ltd.; File No. 39-AM-OPA14
 - Report from Durk Vanderwerff, Director of Planning

Moved by Councillor Smith

Seconded by Councillor Ropp

That Amendment No. 14 to the Adelaide Metcalfe Official Plan be approved, and that staff be directed to circulate a Notice of Decision as required by the Planning Act, and that the Notice of Decision indicate that Middlesex County Council considered all written submissions received on this application, the effect of which helped Council to make an informed decision.

Carried.

4. Strathroy-Caradoc Official Plan Amendment No. 11; Downtown Master Plan and Community Improvement Plan Implementation; File No. 39-SC-OPA11
 - Report from Durk Vanderwerff, Director of Planning

Moved by Councillor Mayhew

Seconded by Councillor Cornelissen

That Amendment No. 11 to the Strathroy-Caradoc Official Plan be approved and that staff be directed to circulate a Notice of Decision as required by the Planning Act, and that the Notice of Decision indicate that Middlesex County Council received no written submissions concerning this application.

Carried.

5. New Traffic Signals on Middlesex County Roads (Deferred from January 19, 2021)
 - Report from Chris Traini, County Engineer

Moved by Councillor Ropp

Seconded by Councillor Elliott

That the installation of traffic signals at the intersection of County Road 7 (Elginfield Road) and County Road 81 (Parkhill Main Street) be included in the Middlesex County capital budget for 2021.

Carried.

6. Award of Hot Mix Asphalt Paving & Cold Asphalt Recycling Contracts
 - Report from Chris Traini, County Engineer

Moved by Councillor Vanderheyden

Seconded by Councillor Cornelissen

That the 2021 construction schedule for capital road works proceed as indicated in the budget.

Carried.

7. Middlesex Centre Official Plan Amendment No. 49; Knottingwood Farms; File No. 39-MC-OPA49
 - Report from Durk Vanderwerff, Director of Planning

Moved by Councillor Vanderheyden

Seconded by Councillor Mayhew

That Amendment No. 49 to the Middlesex Centre Official Plan be approved and that staff be directed to circulate a Notice of Decision as required by the Planning Act, and that the Notice of Decision indicate that Middlesex County Council received no written submissions concerning this application.

Carried.

8. Purchase of Service Renewal with Leads Employment Services for the Skills That Work Program, January 1, 2021 – December 31, 2021
 - Joe Winsor, Manager Social Services and Cindy Howard, General Manager of Finance and Community Services

Moved by Councillor Warwick

Seconded by Councillor Smith

That County Council approve the contract with Leads Employment Services for the Skills That Work program from January 1st, 2021 to December 31st, 2021 for Ontario Works participants that have identified with life stabilization challenges and employment barriers; and that the necessary by-law be presented to County Council at the March 9, 2021 meeting to authorize the Warden and the County Clerk to execute the agreement.

Carried.

C. CORRESPONDENCE AND INFORMATION ITEMS

1. General Payables to February 5, 2021 totalling \$452,057.04
2. Planning Payables to February 5, 2021 totalling \$21,756.28
3. Electronic Payments for the month of January 2021 totalling \$2,242,985.82
4. Social Services Payables to February 5, 2021 totalling \$465,486.40

5. Strathmere Lodge Payables to February 5, 2021 totalling \$226,565.45
6. Road Payables to February 5, 2021 totalling \$1,130,889.51
7. MLPS Payables to February 5, 2021 totalling \$701,101.42
8. IT Payables to February 5, 2021 totalling \$108,963.03
9. Economic Development Payables to February 5, 2021 totalling \$6,487.29

Moved by Councillor Richards

Seconded by Councillor Ropp

That Items C.1 – CW through C.9 – CW, (Payables) be received for information.
Carried.

10. Copy of Report from the OGRA Nominating Committee for the Board of Directors
11. Letter from Minister of Municipal Affairs & Housing announcing Intake 2 for the Municipal Modernization Program
12. Letter from the Ministry of Natural Resources and Forestry with respect to proposed legislation for compressed air energy storage in reservoirs
13. Letter from the Ministry of Environment, Conservation and Parks with respect to changes that were proclaimed on February 2, 2021 to conservation authority governance
14. Copy of SCOR Report to the SCOR EDC Board of Directors and copies of presentations made to various Ministries at the ROMA Conference
15. Copy of a letter from Oxford County supporting the Zorra School Retention Plan
16. Middlesex Centre Notice of passing of Interim Control By-law
17. Middlesex-London Board of Health Monthly Update for January 2021
18. Minutes of the Middlesex County Library Board meeting held on January 19, 2021
19. Media Release announcing "COVID-19 Vaccination Effort Set to Expand into Middlesex County with Opening of Mount Brydges Clinic later this month"

20. AMO Update entitled "New COVID-19 Regulations, Ontario Gas Tax for Transit Allocations, Ontario Heritage Act Amendments Update and Firefighter Training Changes" dated January 14, 2021
21. AMO Update entitled "Community Safety and Policing Grants, Broadband Investments in Northern Ontario" dated January 21, 2021
22. AMO Update entitled "2021 OCIP Funding, 2nd Intake of Municipal Modernization Program, and Provincial Emergency Extension" dated January 26, 2021
23. AMO Update entitled "Expanded Library Broadband and AMO Response to Long-Term Care COVID-19 Commission
24. Copy of a letter from the Middlesex Federation of Agriculture to the Minister of Finance requesting that the OMPF funding be returned to the same level as 2008
25. Copy of a letter from the Middlesex Federation of Agriculture to Western Fair with respect to the recent FedDev Funding announcement
26. 2020 Municipal Partnerships Report from the Municipal Property Assessment Corporation
27. AMO Update entitled "Gradual Return to COVID-19 Response Framework, Conservation Authorities Act Update" dated February 8, 2021

Moved by Councillor Elliott

Seconded by Councillor DeViet

That Items C.10 – CW through C.27 – CW be received for information.

Carried.

12. INQUIRIES

13. NEW BUSINESS

- a) Next County Council Meetings:
 - Tuesday, March 9, 2021 at 10:00 am – Budget
 - Tuesday, March 9, 2021
 - Tuesday, March 23, 2021
 - Tuesday, April 13, 2021
 - Tuesday, April 27, 2021
 - Tuesday, May 11, 2021
 - Tuesday, May 25, 2021
 - Tuesday, June 8, 2021
 - Tuesday, June 22, 2021

CLOSED SESSION (3:00 p.m.)

Moved by Councillor Mayhew
Seconded by Councillor Elliott

That the next portion of the meeting be closed to the public in order to consider personal matters about an identifiable individual, including municipal or local board employees; labour relations or employee negotiations, litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board; and advice that is subject to solicitor-client privilege, including communications necessary for that purpose pursuant to subsection 239 (2) (b, d, e and f) of the Municipal Act with the CAO, County Engineer, County Solicitor, General Manager of Finance and Community Services and County Clerk in attendance.

Carried.

Council took a five minute recess.

- b) Organizational Structure Review
 - Presentation by Bill Rayburn, CAO

- c) Litigation Update
 - Report from Wayne Meagher, County Barrister and Solicitor

Moved by Councillor Vanderheyden
Seconded by Councillor Elliott

That Council resume from its closed session (3:47 p.m.)

Carried.

14. ANNOUNCEMENTS

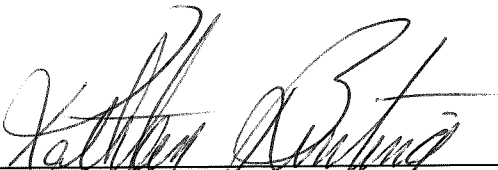
Wednesday, June 16, 2021 – Middlesex County Wardens Charity Golf Tournament (Tentative)

15. ADJOURNMENT

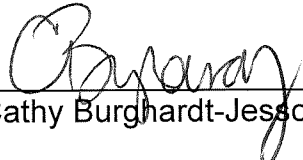
Moved by Councillor Smith
Seconded by Councillor DeViet

That the meeting adjourn at 3:48 p.m.

Carried.



Kathleen Bunting, County Clerk



Cathy Burghardt-Jesson, Warden