

Township of Howick Special Council Meeting Minutes February 16, 2021

Present: Reeve Doug Harding
Deputy Reeve Eldon Bowman
Councillor Doug Hargrave
Councillor Megan Gibson
Councillor Bob Illman

Drainage Superintendent Wray Wilson
Operations Manager Brady Nolan
Clerk Carol Watson

1. Call to Order

Reeve Harding called the meeting to order at 1 pm and welcomed everyone in attendance and those who joined by Microsoft Teams being Councillor Hargrave, Drainage Superintendent Wilson, Caitlin Fergusson and Jeff Dickson with RJ Burnside.

2. Acceptance of Agenda

**Moved by Councillor Gibson; Seconded by Deputy Reeve Bowman:
Be it resolved that Council approve the agenda as presented. Carried. Resolution No. 40/21**

3. Declaration of Pecuniary Interest and General Nature Thereof

No one declared a pecuniary interest in relation to any item on the agenda at this time.

4. Drainage Act, Section 42 - meeting to consider the Engineer's Report

Reeve Harding provided the purpose for the meeting and introduced Caitlin Fergusson and Jeff Dickson with RJ Burnside who presented a report on the "Noah Martin Municipal Drain", serving Lot 30, Concession 6 and Lot 29, Concession 7 to the line between Lots 28 and 29 in the Township of Howick, County of Huron.

Caitlin stated that the proposed drain includes the installation of various diameters of CDT and HDPE pipe/tile ranging in diameter from 200 to 300 mm for offset SWI connectors and 600 to 750 mm pipe/tile for the main drain itself; six concrete structures; one open cut road crossing; one directional berm; one rock berm; four surface water inlets; one stilling basin; and one temporary sediment control structure.

Council questioned the original proposal for this drain and the capacity and maintenance of the Leonard Drain and were advised that the Noah Martin municipal drain is a new drain and a capital project; the Leonard Drain would be cleaned out as a separate maintenance project by the Drainage Superintendent.

Reeve Harding asked if there were any landowners in attendance that would like to speak.

Noah Martin asked a question regarding Court of Revision and was advised that assessments would be discussed at that meeting and the Clerk would mail out Notice of Sitting of Court of Revision.

Jenn Foster questioned the alternate route, the possibility of fence lines moving and fish habitat and was advised that the proposed route avoids an enclosure and a loss of habitat.

Noah Martin asked a question regarding enclosure of a drain and was advised that the Department of Fisheries and Oceans (DFO) seldom supports an enclosure due to the loss of habitat; compensation would probably be required and a letter of credit to DFO would probably be required.

Jenn Foster questioned the flow of water from Lot 29 down towards Lot 30 and future maintenance of the drain and compensation for lost crops and was advised that allowances had been provided.

Lester Frey asked if a petitioner could pull out and was advised that names could be withdrawn.

Jenn Foster asked if the drain going through Lot 30 could be moved a bit to the west and was advised this could be looked into if possible at the time of construction.

Drainage Superintendent Wilson advised that Hugh Douglas had contacted him regarding the water shed boundary near his buildings.

Jenn Foster questioned how close the observation box would be to the barnyard on Lot 30 and possible effects on future builds.

Ken Foster questioned the location of the catch basin and where the ditch water would go and voiced his objection to this municipal drain project.

Reeve Harding thanked Caitlin and Jeff for their participation as well as for responding to the various questions and concerns.

Reeve Harding asked if anyone who had signed the petition wish to withdraw; no one spoke.

Reeve Harding asked if anyone who had not signed the petition if they would like to do so now. Richard Bowman stated he would like to add his name to the petition.

5. Drainage Superintendent Wray Wilson

Superintendent Wilson presented report to Council-Drainage-2021-03 regarding Noah Martin Municipal Drain and Court of Revision.

Moved by Councillor Gibson; Seconded by Deputy Reeve Bowman:

Be it resolved that Council rescind Resolution No. 31/21. Carried. Resolution No. 41/21

Moved by Councillor Gibson; Seconded by Councillor Illman:

Be it resolved that Council set the date of March 16, 2021 at 1 pm at the Howick Community Centre for the Court of Revision; and further, that the following are appointed as members of the Court of Revision: Doug Harding, Doug Hargrave, Eldon Bowman; and further that Doug Harding be appointed as Chair. Carried. Resolution No. 42/21

Council discussed calling for tenders with a closing date on May 14, 2021 at 12 noon provided there are no appeals to the Court of Revision or the Tribunal.

6. By-law

Moved by Deputy Reeve Bowman; Seconded by Councillor Illman:

Be it resolved that Council give first and second reading to By-law No. 13-2021; being a by-law to provide for construction of the Noah Martin Municipal Drain. Carried. Resolution No. 43/21

7. Adjournment

Moved by Deputy Reeve Bowman; Seconded by Councillor Illman:

Be it resolved that Council adjourn the Council meeting at 3:01 pm. Carried. Resolution No. 44/21

Reeve Doug Harding

Clerk Carol Watson