

CORPORATION OF THE TOWNSHIP OF MELANCTHON

The Council of the Corporation of the Township of Melancthon held a meeting on the 2nd day of April, 2009 at 9:00 a.m. in the Council Chambers. Mayor D. Fawcett, Deputy Mayor B. Hill, Councillor J. Crowe, Councillor J. Elliott and Councillor B. Kumprey were present. Denise Holmes, CAO/Clerk-Treasurer was also present. Mayor Fawcett presided.

Additions

- GW Jordan - two reports pertaining Visser-Lever Bed and Breakfast and Jamie Lundy survey from the last meeting
- Closed Session - legal matter pertaining to the Horning's Mills Community Hall

Deletions

- # 1 in the correspondence

Approval

S Show of hands

Minutes

Moved by Kumprey and Elliott that the minutes of the Council meeting held on March 19, 2009 be approved as circulated. Carried.

Business Arising from Minutes

Deputy Mayor Hill provided clarification regarding the letter to be sent to the Shelburne Town Police requesting a costing and advised that he did not meet for the letter.

The CAO advised that Leo Blydorp and representatives from the ATV and Snowmobile Club would be attending the April 16th Council meeting regarding nuisance recreational vehicles.

The CAO and Planner met with representatives from GRCA regarding Source Water Protection.

Deputy Mayor Hill reported that he does not have any new information with respect to Bill 138 – still waiting for Sylvia Jones, MPP to provide information.

The CAO reported that the submission regarding the Green Energy Act had been sent.

Members Privilege

Nothing at this time.

County Council Update

The County Council update provided by Dufferin County was reviewed for the March 12, 2009 meeting.

Committee Reports

Councillor Elliott

Southgate Recreation - items discussed:

- Holstein Farmers Market
- Day camps issued deferred

- letter from Melancthon Township regarding an amendment to the Agreement
- user groups spoke to the Committee about their use of certain facilities
- Facilities Manager presented his monthly report
- the CAO of Southgate has asked the Committee as well as the Manager to bring forward some ideas for the use of a recreation infrastructure grant

Councillor Crowe

Provincial Offences Act - March 6, 2009 - items discussed:

- administration overhead - has now reach 50% +
- motion passed to approve the Orangeville Council Chambers for extra court time
- fines have not increased for many years and a motion was put forth to the Attorney General to increase set fines
- budget was presented – anticipated expenditures in the amount of \$423,100.00 with total revenues expected of \$771,500 which leaves \$358,400 to be credited back to municipalities
- POA Court Administrator will be making a presentation to the Joint PSB meeting regarding the decreasing POA revenue

Joint Police Services Board Meeting in Orillia - March 11, 2009

- this meeting was hosted by the OPP Central Region at the Highwayman Inn. Very interesting day of OPP presentations – Provincial Member Garry Matthews and Public Member Dave Cowen also in attendance
- OPP costing formulas were discussed and these formulas must be reviewed every two years and approved by Treasury Board
- Councillor Crowe gave a brief outline of the 2008 cost recovery formula and what they are based on

Deputy Mayor Hill

CDRC - did not make this meeting as he was at the AGM Chamber of Commerce

Chamber of Commerce - the most significant change at this meeting was with respect to a by-law change which takes away the voting power from the lower tier municipalities. A letter is forthcoming from the President of the Chamber advising of this and our representation at meetings.

Rail Line Committee - there was supposed to be a meeting on March 30 but it got cancelled.

Mayor Fawcett

Physician Recruitment - moving ahead to recruit new doctors - May 9th - recruitment session at the International Centre - looking at revamping our table and have pull up slides, they will be getting a system that will allow them to play DVD's. There is a new nurse practitioner. A young doctor and his wife have come to the area to have a look around. The Committee is working on new brochures.

Mulmur Recreation Committee

- the Committee is recommending to Mulmur Council that the Committee become an advisory board and there will be no financial responsibility for the day to day operations of the Arena - a draft guiding principles was presented
- the new cooler arrived at the arena but they could not get it up the stairs and therefore the Board opted to go with two single coolers instead - Mulmur will pay the extra funds until it can be paid back

Councillor Kumprey

Shelburne Library - a couple of computers are down – the Librarian went to Hanover to look at their computer system and linking to SOLES.

Correspondence

1. Invitation from the County of Dufferin to attend the wrap-up of the Growth Management Study on April 29, 2009
2. Resolution from the Township of East Garafraxa regarding the Green Energy Act
3. Resolution from the Township of Amaranth regarding the Green Energy Act
4. Resolution from the Municipality of Grey Highlands regarding the Green Energy Act
5. Resolution from the Township of Mulmur regarding the Green Energy Act
6. Email from Wind Concerns Ontario asking Melancthon to join the other 21 Councils who have officially declared their dismay at the Province's handling of Wind implementation in Ontario
7. AMO Communication Alert - Committee Hearings on the Green Energy Act
8. News Release from the Land Use Council - Consortium to Press for Land Ownership Protection
9. Letter from The Highland Companies regarding the Provincial Policy Statement (2005) Conformity - Specialty Crop Designation
10. Email from Karren Wallace regarding adding a provision in the Official Plan that all studies submitted by an applicant on significant land use changes be peer reviewed at the expense of the proponent
11. Resolution from the Municipality of South Bruce regarding Ontario's Conservation Authorities
12. Nottawasaga Valley Conservation Authority Meeting Highlights - February 13, 2009
13. Nottawasaga Valley Conservation Authority Meeting Highlights - March 13, 2009
14. GRCA Minutes - March 2009
15. Letter from the NEC - Niagara Escarpment Commission Significant Woodlands Policy
16. AMO Communication Alert - Budget Confirms Offsets for the Cost of PST/GST Harmonization and Anticipated Infrastructure Stimulus Investment
17. Legal opinion from George Rust-D'Eye, Barrister & Solicitor, on behalf of Karren Wallace, regarding Public Right of Access to Information
18. Copy of a letter that Garry Hunter, Hunter and Associates sent to the County of Dufferin regarding Dufferin Forestry Queries
19. Memorandum from the Ministry of Energy regarding the Great Lakes - St. Lawrence River Basin Sustainable Water Resources Agreement
20. Letter from Joan Lever - concerns regarding the Official Plan Map

2,3,4,5 - Moved by Hill and Crowe that **WHEREAS** the Corporation of The Township of Melancthon is concerned that the removal of local land use planning controls for renewable energy facilities will have a detrimental effect on the Municipality; **AND WHEREAS** the passage of Bill 150 will limit the ability of the Municipality to provide meaningful comment and participation in the placement of wind and other renewable energy facilities with the removal of power under the Planning Act; **AND WHEREAS** without powers under the Planning Act, the Municipality will no longer be able to require Agreements related to access, landscaping and securities for renewable energy projects; **AND WHEREAS** the Municipality will no longer be able to address the needs of the local area in such an Agreement. **THEREFORE BE IT RESOLVED THAT** the Corporation of The Township of Melancthon requests that the Province undertake a

comprehensive review of the potential health and land use impacts (including property values) to the General Public associated with the placement of **all** Renewable Energy Facilities; and review the proposal to remove local and land use planning controls under the Planning Act through Bill 150. Carried.

6 - Council directed the CAO to put Melancthon on the list

7 - the resolution passed above to be our submission to the Committee Hearings on the Green Energy Act

9 - received as information

#10 - Clerk to forward to the Planner

17 - received as information

20 - letter to be forwarded to the Planner for his comments. A letter to be sent to Mrs. Lever clarifying that there was no meeting on April 1st and that the letter was being forwarded to the Planner.

Correspondence on File at the Clerk's Office

1. Minutes of the Shelburne Public Library Board - February 17, 2009
2. Letter from Hydro One regarding Hydro One 2008 Delivery Rate Changes
3. Minutes of the CDRC Board - January 28, 2009
4. Notice of Public Meeting from the Township of East Luther Grand Valley for a Proposed Official Plan Amendment and Zoning By-law Amendment
5. Notice of Passing of Zoning By-law No. 02-2009 from the Township of Amaranth
6. Copy of a resolution from the Township of Mulmur regarding Regulation and Provision of Resources to Monitor Retirement Homes
7. AMO Communication Alert - Federal Rules Changed for Building Canada Fund Projects with Provincial Environmental Assessments until 2011
8. Letter from the County of Dufferin regarding the Proposed Sale of Rail line and that Melancthon's resolution was received and that General Government Services will call a public meeting
9. AMO Communication Alert - Province Announces Poverty Reduction Measures
10. NVCA Permit 2009-2030 issued to K. & D. Fawcett - Part Lot 15, Concession 2 OS
11. Resolution from the Township of Otonabee-South Monaghan regarding Volunteer Firefighters Inclusion of Presumptive Legislation Regulation

Delegations

9:45 a.m. - Rick Riddall, Landfill Supervisor attended Council with a monthly update. He has been off for the last month. This is the worst time of the year at the landfill with the mud and litter. He is going to try and get the employees out for cleanup. The change to summer hours takes place on Friday. He is trying to promote the use of the landfill on Fridays to cut down on Saturdays because it is so busy.

General Business

By-law to Designate a Head of the Municipal Corporation for the purposes of the Freedom of Information and Protection of Privacy Act

Moved by Kumprey and Hill that leave be given to introduce a by-law to designate a Head of the Municipal Corporation for the purposes of the Municipal Freedom of Information and Protection of Privacy Act and it now be read a first and second time. Carried. By-law read a first and second time and numbered 4-2009. The members of the Committee will be Mayor Fawcett, Councillor Crowe and Councillor Elliott.

By-law to authorize the acquisition of lands for the purposes of road widening - East Part of Lot 5, Concession 1 OS

Moved by Elliott and Kumprey that leave be given to introduce a by-law to authorize the acquisition of lands for the purpose of widening a highway and it now be read a first and second time. (East Part of Lot 5, Concession 1 OS). By-law read a first and second time and numbered 5-2009.

Draft Procedural By-law

The draft by-law was reviewed. There were a couple of changes made to the by-law and the Clerk was directed to set up a public meeting for the next Council meeting and to post the draft by-law on the website.

Shelburne Public Library Agreement

Moved by Crowe and Hill that the Mayor and Clerk be directed to sign the 2009 Agreement between the Shelburne Public Library and the Township of Melancthon. Carried.

Release of Plateau Wind Project Draft Environmental Screening Report

Discussion about this report because it was received on CD and is 800+ pages in length. The company is requesting comments from the municipality by April 17th. The Clerk to request a printed copy of the report for the Municipal office and library.

Applications to Permit

Mayor Fawcett signed the following applications to permit:

- a storage building on the East Part of Lot 6, Concession 2 OS - Haynes
- a garage with loft on Lot 11, Concession 5 SW - Partridge

Accounts

Moved by Hill and Crowe that the general accounts in the amount of \$637,394.47 be approved. Carried.

The Clerk was directed to invite the Chair of the Upper Grand District School Board to a future meeting to discuss with him about re-directing some of the monies the school board is receiving from the turbines to the schools in the area.

New/Other Business

Addition - Report of GW Jorden

The CAO read out two reports received from the Planner regarding the Visser-Lever Bed and Breakfast and the Jamie Lundy draft survey.

Unfinished Business

Dundalk Community Centre Agreement

Discussion ensued and it was felt that it is essential that Council place a cap on the capital and operating costs as there is an approximate 29% increase in the budget. Council would like to see the 5-year capital plan as per section 6 of the Agreement and to invite representatives from Southgate to a future meeting to discuss this.

10:30 a.m. - PUBLIC QUESTION PERIOD

Marni Walsh was in attendance and requested copies of the Green Energy Act resolutions discussed today.

Michael Daniher was in attendance and asked for an update on the status of the draft Official Plan. Mr. Daniher was advised that the Planner hopes to have a draft by the April 16, 2009 meeting and if not by then, the May 7, 2009 meeting.

It was asked if the Highland Company letter # 9 on correspondence could be read and Mayor Fawcett read the letter. Mr. Daniher commented that this matter is under study and requires further study.

Harvey Lyon was in attendance and asked what Council decided to do about item # 10 in the correspondence? Mr. Lyon said this should be generalized for everything and needs to get into the OP.

Karren Wallace who submitted item #10 from correspondence was in attendance and advised that this came up because wells went bad in the area and studies came in and they were not peer reviewed and she wanted to know if Council was going to recommend to our Planner that this be put in the OP? Council agreed and the Clerk was directed to send this request to the Planner to have it incorporated into the draft OP.

Dave Cowen was in attendance and said that he was a past member of the Honeywood Arena Board and wanted to know what was happening over at the Arena and why they were changing over to an advisory board. He said it has been run great for many years. Mr. Cowen was advised that Mulmur Council would be taking the financial end of it out of the Board's hands for the day to day operations.

10:50 a.m. Council took a break and reconvened at 11:00 a.m.

After the break, the CAO reported that Mulmur Township would be dealing with the North Dufferin Recreation Committee's recommendation at next Tuesday's (April 7th) Council meeting. The CAO was directed to send a letter advising that the matter be deferred until Council has had a chance to discuss this issue with Mulmur Council.

Unfinished Business - Cont.

Bill 138 Protection of Public Participation Act, 2008

Deferred.

2009 Budget Discussions

The Clerk read a memo prepared for Council advising of the highlights in this year's budget. The budget as presented represents a 1.9% increase over the 2007 budget and a decrease in the tax rate of 5.8%. The Clerk to provide notice on the website and prepare the necessary by-laws for the next meeting in order to approve this budget.

Correspondence - Cont.

Moved by Kumprey and Elliott that we support a motion from South Bruce to demand fair funding to Ontario Conservation Authorities as the funding has decreased by 87% to the C.A.'s. **Note - this resolution was withdrawn from the table before the vote taken and replaced with the next resolution.**

Moved by Elliott and Kumprey that the Corporation of the Township of Melancthon support the Municipality of South Bruce Motion M09-099 requesting that Conservation Ontario implement and prioritize a major lobby effort against the Provincial Government and MNR to demand fair funding and that our MPP's support this mandate and demand the government significantly increase funding to the thirty-six Ontario Conservation Authorities. Carried.

Road Business

Allen Braiden, Road Superintendent attended Council and presented the accounts. Moved by Kumprey and Elliott that the road accounts in the amount of \$63,787.53 be approved. Carried.

Allen reported that the gravel tenders have been sent out and advised that he can get calcium at a cheaper cost but it is not the stuff we have been using. Council advised him to stay with what we have been using.

Closed Session

11:40 a.m. - Moved by Hill and Crowe that we move into Closed Session in order to discuss a matter pertaining to a proposed or pending acquisition or disposition of land by the municipality or local board. Carried.

11:54 a.m. - Moved by Kumprey and Elliott that we rise from Closed Session with no report. Carried.

New/Other Business - Cont.

Moved by Elliott and Kumprey that the survey prepared by Richard Preiss for Jamie Lundy file #B2/08 - Lot 282, Lt 283, Concession 4 SW be approved as presented. Carried.

Moved by Elliott and Kumprey that By-laws 4-2009 and 5-2009 now be read a third time, signed by the Mayor and Clerk, sealed and engrossed in the By-law Book. Carried.

Adjournment

12 noon - Moved by Hill and Crowe that we adjourn Council to meet again on Thursday, April 16, 2009 at 9:30 a.m. or at the call of the Mayor. Carried.

MAYOR

CLERK