

CORPORATION OF THE TOWNSHIP OF MELANCTHON

The Council of the Corporation of the Township of Melancthon held a meeting on the 7th day of May, 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

- tender opening Horning's Mills Community Park
- letter from T. Parr regarding Horning's Mills Reconstruction

Deletions

- None

Approval

S Show of hands

Minutes

Moved by Kumprey and Elliott that we approve the minutes of the Council meeting held on April 16, 2009 as amended. Carried.

Tim Lloyd incorrectly named - should be Tim Allen (under Delegation at 11:00 a.m.)

Moved by Crowe and Hill that the minutes of the Special Meeting held on April 28, 2009 be approved as circulated. Carried.

Business Arising from Minutes

It was asked if John Lowndes from the Highland Companies had been sent the letter with respect to attending a Council meeting. The CAO advised that the letter had been sent and that Mr. Lowndes was unable to attend on May 21, 2009 but that he does wish to meet with Council and that his Representative will be in contact with me to set up another date and time.

Members Privilege

N/A

County Council Update

The County Council Update of April 9, 2009 was reviewed.

Committee Reports

Councillor Crowe

Mulmur Melancthon Fire Board April 8, 2009 - items discussed:

- ROMA Insurance Claims - information requested by the Board was received and outlined all the open claims from 1998 - 2004
- Chief provided a demonstration of his training procedures which outlined the personnel attending, dates, what the training was and who did it.

Horning's Mills Hall Board - April 14 & 30, 2009 - items discussed:

- main topics of discussion were the annual Fish Fry and Treasures Sale
- the Board received an announcement from the Highland Companies that it

wished to donate \$5,000.00 to the Hall to be used for maintenance and upgrading. The Board accepted the donation. A press release was then issued by the Company. A thank you letter to be sent.

* both the Treasures Sale and Fish Fry went over fairly well however, final figures are not prepared yet and once they are, Council will be updated.

Joint PSB Meeting - Hosted by Amaranth and East Garafraxa

The whole Board attended as well as the Secretary, Denise Holmes - items discussed:

- a lecture was given by A/Insp. Gail Webster, Contract and Community Policing on Amalgamated Police Service Boards
- an overview of POA charges and revenue allocation stats for 2005 - 2008 was given by Darlene Noakes, Court Manager
- towing by-law has been taken over by the County – Orangeville and Shelburne now on board
- legislation regarding cell phone use while driving has been given 1st reading only
- nuisance recreational vehicles doing damage to farm property
- new OPP Office – should be ready for occupying in June
- Community Newspaper – the Board decided to go ahead with the Community newsletter - submissions to be in by the end of July
- a draft of the new low speed vehicles pilot project was circulated
- Member Snider advised that there is an internet safety program that all schools are going to get

Horning's Mills Community Park - April 28, 2009 - items discussed:

- quotes for 2009 maintenance of the park – has been advertised
- only one portable toilet again this year
- ball diamond and outfield need upgrading as there will be a Mens and Ladies team playing again this year
- inspection of the park revealed several incidents of vandalism – this will be forwarded to the OPP at the next PSB meeting

Deputy Mayor Hill

No Committee Reports

Councillor Elliott

No Committee Reports

Councillor Kumprey

Horning's Mills Cemetery Board - \$4,200.00 in the bank and the maintenance this year is going to cost \$4,500.00 – the Board is of the opinion that the Township may have to take over the finances of the Cemetery.

Shelburne Public Library - the Board is looking at purchasing the house next door for extra parking.

Source Water Protection Meeting in Amaranth - very interesting and informative meeting.

Mayor Fawcett

Physician Recruitment - finalizing plans for Friday's recruitment session at the International Centre. Bill Cowie, Amaranth, Dr. French and Mayor Fawcett will be there on Friday.

Mulmur Recreation Committee - funding grants are being pursued for upgrading the Arena. The two new coolers are there and the catering group has donated \$2,000.00 towards the coolers. BBQ discussions are ongoing.

Community Emergency Management Exercise - attended this session regarding a fictional Emergency of Hoof and Mouth disease.

Growth Management Meeting - follow up meeting – most municipalities are requesting extensions to the June 2009 OP conformity deadline – looking for an alternative growth number. There will be a further meeting of the CAO's and Planner's on this study.

Garry Matthews, NVCA Rep

The NVCA Highlights for April 17, 2009 were reviewed.

Source Water Protection - Garry would like to be scheduled in for another meeting to discuss SWP with Council. Also, he is unable to attend SWP in Midland on May 29th and suggested that some members from Council go to this. Mayor Fawcett advised that she would go.

Delegations

9:30 a.m. - Ken Bennington, Chair of the Centre Dufferin Recreation Complex Board of Management, Brian Besley, Amaranth's Member of the Board and Mark Hicks of Dickinson-Hicks Architects attended Council regarding the CDRC Arena Project. A presentation was made outlining the particulars of the project such as the 2-storey addition, relocation of various rooms, etc. and concept drawings were reviewed. The Board has applied for funding under the Building Canada Fund Communities Component Intake 2 and Infrastructure Stimulus Funds. The amount applied for was \$3,156,725.00. If approved, the municipalities that fund the Arena will have to come up with 1/3 of this amount – Melancthon's share would be \$120,000.00. The Provincial and Federal Governments would each put in the other 1/3. The project would be done over a two year period as stipulated in the funding agreement. A resolution is required from the Township to send in with the application. If no funding is received, the project will not go ahead.

10:00 a.m. - Mayor Gord Montgomery, Deputy Mayor Sue Snider, Councillor Jeff Sedgewick, Councillor Earl Hawkins, Councillor Rhonda Campbell-Moon, Deputy Clerk-Treasurer Karen Davidson and Treasurer Harry Bunker all from the Township of Mulmur attended Council regarding the Mulmur Recreation Committee. Melancthon Council invited them to this meeting because of the concerns associated with Mulmur Township taking over financial control of the Honeywood Arena. The concerns are that there might be a loss of community involvement when this is done, as well as loss of personal touch when it goes back to an advisory board. Mayor Montgomery advised that a consultant was hired and advised that tighter control was needed at the Arena and that is why Mulmur took over paying the bills. The Township (Mulmur) is responsible for the deficit at the end of the year and the Township could take better control of it. Discussion ensued with respect to the municipalities entering into an Agreement for the Arena. A Committee is to be established to investigate joint ownership and to look at the finances to determine why the Arena continues to run deficits. The CAO's of both municipalities to get together and strike up some dates for the Committee members to get together.

10:30 a.m. - PUBLIC QUESTION PERIOD

John Lever was in attendance and wanted to know if Council was going to direct Jerry Jorden, Planner to extend the deadline for the OP conformity? He was advised that they would be. Mr. Lever also wanted to know if there would be public meetings on the Official Plan and when they would be? He was advised that there would be Public Meetings and possibly sometime this summer.

Harvey Lyon spoke on the proposed CDRC project and wondered if there had been any discussions with the YMCA and hopes that the Arena expansion doesn't preclude the YMCA? There have been no discussions with the YMCA. Mr. Daniher, Representative of The Highland Companies spoke on the YMCA process and mentioned that the YMCA is aware of the CDRC proposal and will be factoring this in.

Karren Wallace spoke on the letter that was sent to Mr. Lowndes inviting him to the Council meeting and wanted to know if it would be open to the Public, will it be in the evening and will there be a question period? Deputy Mayor Hill advised that he was the one that asked that he be invited to Council because of the letter sent out with the DVD and the quantity of jobs that would be brought to this area because of his projects. Deputy Mayor Hill hopes that the meeting will be informative and that it would be Council asking the questions because having an open public question period was not the intent of inviting him. Ms. Wallace suggested that if Council is giving him this forum that there be a public question period. Ms. Wallace also raised concerns about members sitting on Council and other boards that are accepting financial donations from the company and they should be declaring a pecuniary interest. Mr. Daniher spoke to this and advised that when the company gives financial donations that proper processes are followed.

Marni Walsh asked if there would be more wind projects coming and would Council be considering new setbacks? She raised concerns about the noise of the turbines close to her home. Discussion then ensued regarding the amount of megawatt capacity available in the Township for wind turbines and found out that this is for the Canadian Hydro projects only.

10:55 a.m. - Council took a break and reconvened at 11:00 a.m.

11:00 a.m. - Dave Milliner, CAO - Southgate; Dennis Evans, Councillor, Southgate and Kevin Green, Manager of Recreation - Southgate attended Council regarding the Dundalk Arena. A lengthy discussion ensued with respect to the Agreement that Melancthon has with Southgate regarding the Dundalk Arena's capital and operating expenditures. Melancthon would like to put a cap on the expenditures because the Council does not have a say in the capital projects, plus it would make it easier for budgeting purposes. The Township paid approximately \$15,000.00 in 2008 for capital and operating and Mr. Evans wanted to know if Council believed that \$15,000.00 was a reasonable figure for the use of all Southgate recreation? Mr. Milliner and Mr. Evans to go back to their Council and see if they would support a cap on the expenditures.

11:30 a.m. - Ericka Ulch, Hyland Child Care Centre attended Council to request financial support for a summer camp program for children ages 6-10. The County of Dufferin has slowly removed the funding for this program. The Centre would like to continue to offer this project to the community, however they are working with a limited budget. Deputy Mayor Hill advised that he would speak with Dan Best at the County regarding this. Council will discuss this issue later on.

Correspondence

1. GRCA Minutes - April 2009
2. NVCA Meeting Highlights - April 17, 2009
3. AMO Member Communication Alerts Approval of the Used Tire Program
4. AMO Member Communication Alerts CRTC Changes National Do Not Call List - Municipal Candidates Now Exempt
5. AMO Member Communication Alerts AMO Report to Members on April 2009 Board Meeting
6. Copy of a letter that the Township of Uxbridge Mayor sent to Barbara Ashbee-Lormand regarding wind turbines
7. Letter from the Shelburne and District Fire Department regarding the 2009 Shelburne and District Fire Budget
8. Resolution from the Township of Essa regarding Public Salary Disclosures
9. Letter from Lynne-Marie Culliton, R.M., Midwives Nottawasaga thanking the

- municipality for supporting the establishment of a new midwifery practice and to celebrate the Grand Opening on May 5, 2009.
10. Resolution from the Township of Mulmur regarding the GDACC and Mulmur Representative
 11. OGRA Heads Up Alert - OGRA to Attend Stakeholder Discussions Exempting Public Works Officials from Bill 118
 12. Letter from Nestle Waters Canada regarding the environmental stewardship and health benefits associated with bottled water
 13. Update from LAS & Amberley Gavel Ltd. regarding the Closed Meeting Investigator Program
 14. Letter from Catherine Russell with her comments pertaining to the draft Nuisance Coyote By-law
 15. Letter from Ken Phillips regarding the "Melancthon Needs Economic Growth and Diversity" article that appeared in the April 30, 2009 issue of the Free Press & Economist
 16. Letter from Karren Wallace regarding Highland Companies Wants To Set Agenda For Melancthon - pertaining to an article that appeared in the April 30, 2009 issue of the Free Press & Economist
 17. Health and Safety 2008 Year End Report by Shara Bagnell, Health and Safety Officer
 18. The Highland Companies/The Highland Railway Group News Releases
 1. Economic Growth and Diversity Key to Melancthon Township's Finances and Future
 2. The Highland Companies Donates \$5,000.00 to Horning's Mills Community Hall
 3. A Restored Railway Means Jobs, A Cleaner Environment and Local Economic Development
 4. Specialty Crop Designation Tactic Threatens All Area Landowners
 19. Rutledge Survey for Consent Application B1/08
 20. Letter from GW Jordan, Township Planner regarding the Growth Plan for the Greater Golden Horseshoe & The New Official Plan and requesting Council's direction on applying for an extension to the June/09 deadline for adoption of the Township's Official Plan

7 - Moved by Kumprey and Elliott that we approve the Shelburne and District Fire Budget 2009 which appears to have a 7% increase but in actuality is 1.3% increase. The balance reflects the retro insurance assessments which amounted to \$23,243.00. This will be removed in future budgets. Carried.

8 - Deputy Mayor Hill to research this and bring back to another meeting.

14 - take back to the DMOA

18.1 - Deputy Mayor Hill expressed his concerns with this news release and was offended by some of the comments in the news release. Mr. Daniher, Representative for the company spoke on the news release and said some of the information that was in the release was on the public record and apologized if anyone was offended as that was not the intent.

#19 - Moved by Crowe and Hill that the Township of Melancthon approves the Reference Plan and Surveyor's Report re: Severance File B1/08 Rutledge. Further this complies with our Official Plan. Carried.

#20 - Moved by Crowe and Hill that the Council of the Corporation of the Township of Melancthon has reviewed an update letter concerning the Growth Plan for the Greater Golden Horseshoe and Official Plan for the Township from Planner GW Jordan, dated may 1, 2008. We hereby direct our Planner to seek an extension to the June 2009 deadline as outlined in his letter. Carried.

Correspondence on File at the Clerk's Office

1. MPAC - 2008 Annual Report and Financial Statements
2. CDRC - Minutes - February 25, 2009, March 4, 2009, March 25, 2009
3. Mulmur/Melancthon Fire Board - Minutes - February 11, 2009
4. Shelburne Public Library - Minutes - March 17, 2009
5. County of Dufferin News Release - Prescribed Burn Planned for County Forest (April 25, 2009)
6. Information from Friends of the Greenbelt Foundation regarding the 4th Anniversary of the Greenbelt
7. Horning's Mills Park Board - Minutes - April 28, 2009
8. Resolution from the Town of Mono in support of the Municipality of South Bruce's resolution regarding increased funding for Conservation Authorities

12:15 p.m. - Moved by Kumprey and Crowe that we adjourn for lunch. Carried.

12:45 p.m. - Council reconvened.

General Business

Accounts

Moved by Kumprey and Elliott that the general accounts in the amount of \$100,928.24 be approved as presented. Carried.

Hunter & Associates, Specialty Crop Designation - Recent Submission to OMAFRA & Report to Council from GW JOrden, Township Planner regarding NDACT's Proposed Specialty Crop Designation

These two items were reviewed and discussed together. The Clerk was directed to ask the Planner the following:

1. Do you know what the pros and cons are of designating a Specialty Crop Designation? What does it limit as far as land use?
2. Can you tell us what the pros and cons would be of going through the "one-window" process to obtain information from the OMAFRA on the Specialty Crop Designation?
3. What affect would this have on other properties in the area of the designated Specialty Crop zoned areas?
4. Is it possible to get a list of the threats to all area landowners if this specialty crop designation was put on the lands.

The Clerk was directed to obtain the Specialty Crop Designation Reports from the Township's of Mulmur and Grey Highlands.

Moved by Crowe and Hill that the Council of the Corporation of the Township of Melancthon has reviewed a report to Council dated May 7, 2009 by Mr. GW Jorden, Township Planner, concerning a Specialty Crop (Potatoes) designation submission by Hunter and Associates on behalf of the North Dufferin Agricultural and Community Task Force (NDACT) and we hereby endorse the report and authorize it to be forwarded to Mr. Hunter for his and his clients information. Carried.

Centre Dufferin Recreation Complex 2009 Budget

Moved by Hill and Crowe that the Council of the Corporation of the Township of Melancthon approves the 2009 CDRC budget with the Township's share noted as \$33,150.00. Carried.

While on the topic of the CDRC, the following resolution was passed:

Moved by Hill and Crowe that Whereas the CDRC Board of Management has been presented with an architect's cost estimates for the redevelopment of the CDRC arena and community centre; And Whereas the Board of the CDRC has by resolution, passed the preliminary drawings and estimates as presented by Dickinson-Hicks Architects; And Whereas the costs of the redevelopment is estimated at \$3,000,000, understanding that the Board is requesting 2/3 funding from a governmental grant; And Further That the Board is contributing \$200,000 from their reserves, thus the net contributions from the lower tier is estimated at \$800,000, apportioned according to the agreement between the Board and the member municipalities; Be it Resolved That the Council supports the BCC-FC and Stimulus grant applications as applied for by the Town of Shelburne and commits to our share of the capital costs understanding the grant approval is required. Carried.

Canadian Hydro Developers (CHD) Amenities Agreement

The Clerk was directed to contact CHD regarding the Amenities Agreement and give them notice that the Township requires the payments to continue until decommissioning as per Section II.1 and II.2 of the Agreement.

Evening Council Meetings

Moved by Section 2 of By-law No. 19-1995 (Procedural By-law) be suspended from June - November 2009 with respect to the meetings being held on the 3rd Thursday of the month and that the meetings will commence at 6:00 p.m. instead of 9:30 a.m. for that period of time. Carried.

A suggestion was made that the evenings meetings should be held during the summer months and then Council return to day meetings during the winter. The meetings will commence at 6:00 p.m. and end at 10:00 p.m. and have a PQP at 7:00 p.m. for ½ hour. The first evening meeting will start on June 18, 2009.

Applications to Permit

Mayor Fawcett signed the following applications to permit:

- a single family dwelling on Part of Lot 261, Concession 1 SW - RP 7R4580 Part 3 - D. Bentley
- a garage on Lot 13, Plan 54 - F. Anderson
- a storage garage on Lot 12, Concession 3 NE - N. Silveira
- a deck on Part of Lot 266, Concession 2 NE - J. Carrera

Transfer from Development Charges Account to the General Account

Moved by Kumprey and Elliott that the amount of \$8,781.10 be transferred from the Development Charges Account (Recreation) to the General Account to cover the capital expenditures of the Dundalk Community Centre for 2008. Carried.

New/Other Business

Horning's Mills Community Park

The tenders for the maintenance of the Park were opened. Four were received:

1. Bob Allen - \$4830.00 including GST
2. 1248376 Ontario Ltd. (Daniel Vroom) - \$1,758.75 including GST
3. Peter Van Heemst - \$1,999.00
4. Scott McKenzie - \$10,346.68 including GST

Moved by Hill and Kumprey that we award the contract for Park maintenance for 2009

for the Horning's Mills Community Park to 1248376 Ontario Ltd. operated by Daniel Vroom for a total cost of \$1,675.00 plus \$83.75 = \$1,758.75. Carried.

County Council - Direct Election of Warden & Additional Representation

Discussion ensued with respect to the above and about the Public Meeting next Thursday (May 14th) at County Council regarding the re-configuration of County Council. Concerns were raised because the two issues are going to be dealt with together and Council supported a resolution by East Garafraxa for additional representation but Council does not support the direct election of Warden. If the two items are put together for a vote and our two reps do not support the motion – then they are voting in contravention of their own motion passed regarding East Garafraxa's additional representation. It was suggested that the motion to support East Garafraxa's request, made at the February 5, 2009 meeting, be rescinded.

Moved by Crowe and Hill that we hereby rescind motion number 2 passed February 5, 2009 regarding the request of East Garafraxa for increased representation at County Council. Carried.

Unfinished Business

2009 Budget/Tax Rate By-law

Moved by Elliott and Hill that leave be given to introduce a by-law to adopt the estimates of all sums required during the year and to strike the rates of taxation for the year 2009 and it now be read a first and second time. Carried. By-law read a first and second time and numbered 7-2009. The Clerk advised that the budget could be amended at any time and this would probably be the case once word has been received regarding the Infrastructure Funding.

Road Business

As Allen Braiden, Road Superintendent was on holidays, the Clerk presented the accounts. Moved by Elliott and Kumprey that the roads accounts in the amount of \$49,678.52 be approved as presented. Carried.

The letter of Tom Parr regarding Addeson Street was discussed. This will be left up to the Road Superintendent to meet with Mr. Parr to come up with a resolution. The Clerk to advise Allen of this.

Closed Session

2:05 p.m. - Moved by Hill and Crowe that we move into Closed Session in order to discuss a matter pertaining to 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 tribunal affecting the local board. Carried.

2:35 p.m. - Moved by Hill and Crowe that we rise from Closed Session with report. Carried.

Moved by Elliott and Kumprey that Council and staff be given a 2.5% increase to their salary/wages. This increase is not applicable to the Seasonal Employees who commenced employment in 2008. This increase is retroactive to January 1, 2009. Carried.

The CAO directed to send the By-law complaints to the By-law Enforcement Officer for his action.

Third Reading on By-law No. 7-2009

Moved by Crowe and Hill that By-law No. 7-2009 now be read a third time, signed by the Mayor and Clerk, sealed and engrossed in the By-law book. Carried.

As the budget has now been passed, Deputy Mayor Hill presented the Clerk with the following "notice of motion" for the next Council meeting:

Whereas the Council of the Corporation of the Township of Melancthon has passed their 2009 budget;

And Whereas the budget included an allotment of funds for increased administrative support staff;

And Whereas the Solicitor for the Township suggested in a letter dated February 27, 2009 that improvements to the Township's "serving the public and transparency issues" could be done by posting more information on the website;

And Whereas the CAO has indicated that by following his suggestion, staff time could be saved in dealing with requests for copies of information;

Now therefore be it resolved that the CAO be requested to include "the posting of support material for the Agendas on the website" as part of the responsibilities for the additional support staff. Items that will not be included are the draft minutes, draft by-laws (unless authorized by Council), Closed Session material, documents that can be obtained from sources directly such as Government Agencies, Conservation Authorities, etc.

Further that the CAO report back to Council after the program has been in place for six months for confirmation of continuance of the program or re-evaluation of it.

Adjournment

2:40 p.m. - Moved by Hill and Crowe that we adjourn Council to meet again on Thursday, May 21, 2009 at 9:30 a.m. or at the call of the Mayor. Carried.

MAYOR

CLERK