

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, 2015 at 5:00 p.m. in the Council Chambers. Mayor D. White, Deputy Mayor J. Elliott, Councillor D. Besley, Councillor W. Hannon and Councillor J. Webster were present. Denise Holmes, CAO/Clerk and Wendy Atkinson, Treasurer/Deputy Clerk were also present. Mayor White presided and called the meeting to order.

Announcements

Mayor White announced the following:

1. Horning's Mills Easter Egg Hunt to be held April 3, 2015 starting at 9:30 a.m. at the Hall
2. New Dufferin County Museum Exhibit - "If these Walls Could Talk" - to be held April 4, 2015 - Mayor White will be speaking at this
3. Autism Awareness Day is today - Mayor White and the CAO raised the flag this morning for awareness
4. Vimy Ridge Day in Canada - next Thursday (9th)

Additions

Motion to appeal the Ministry of Municipal Affairs Decision on the Township's Official Plan

Deletions

None.

Approval of Agenda

Moved by Besley, Seconded by Hannon that the agenda be approved as amended. Carried.

Disclosure of Pecuniary Interest and the General Nature Thereof

Mayor White advised that any pecuniary interest can be declared at this time or anytime throughout the meeting. Councillor Hannon to declare on Dufferin Wind Power items as he has an interest in the project.

Minutes

Moved by Elliott, Seconded by Webster that the minutes of the Council meeting held on March 19, 2015 be approved as circulated. Carried.

Moved by Elliott, Seconded by Besley that the minutes of the Special Meeting of Council held on March 26, 2015 be approved as circulated. Carried.

Business Arising from Minutes

None.

Point of Privilege or Personal Privilege

None.

Public Question Period

Questions regarding a haul route on the 4th Line OS, beavers and the landfill were asked at this time.

Road Business

Craig Micks, Road Superintendent attended Council.

Accounts

The Road Accounts were presented in the amount of \$99,989.03. Moved by Webster, Seconded by Besley that the road accounts be approved as presented by the Road Superintendent. Carried.

DWPI Poles on the 4th Lines OS - Guard Rails Update - Mayor White (*Councillor Hannon declared a conflict of interest on this matter as he is involved in the Dufferin Wind Project and left the Council Chambers*)

Mayor White advised that he raised this issue at the ROMA/OGRA Conference with Bob Delaney, Parliamentary Assistant, Ministry of Energy and there won't be an order to have the poles moved. Craig advised that without the rails there it was alright but felt it would be terrible if they had of been there this winter for snow removal. Craig to inquire with the Township Engineer about different design to just have one continuous guard rail.

Councillor Hannon returned to the Council Chambers.

Speeding in Horning's Mills - Councillor Webster

As speeding is an issue in Horning's Mills, Councillor Webster inquired about getting a radar sign for one of the poles or seasonal speed bumps. Staff were directed to first put out the counters (when weather permits) to see the number of vehicles and speed. Then Council can determine the feasibility for speed bumps. Craig was directed to obtain a costing for one of the radar signs. Mayor White advised of his meeting with Staff Sergeant Sills and advised him that the Township requires more speed control enhancement in the Hamlets.

Unfinished Business

Hunt Trucking - Discussion continued on from last meeting. Murray and Joanne Hunt, Don Johnson, Marg McCarthy, Bill and Nelson Arnold, Mike Quail and George Oldrieve of Alliston Sand and Gravel were in attendance for this item on the agenda. The Hunt's are requesting an all access road as they wish to purchase this property for their trucking company. With the new Official Plan being approved as of April 3, 2015, the CAO/Clerk was to get clarification from the Township Planner, Jerry Jorden, on Section 5.6.2 (g) and (h) which deals with existing haul routes to see if there is conflict with this section and the No Heavy Trucks and Reduced loads By-laws. There was discussion about the possibility of entering into a temporary road use agreement as a result of time lines for this transaction.

Motion to approve Bridge and Large Culvert Inspections

Moved by Besley, Seconded by Hannon that we accept the proposal from R.J. Burnside and Associates Limited to do the Bridge Inspection Report for the Township of Melancthon in the amount of \$16,820.00 excluding HST. Burnside will also include the update of the bridge data in the Burnside Asset Management Solution software for this quoted price. Carried.

Addition to the Agenda - was moved up in the Agenda by the consensus of Council.

Appeal of the Notice of Decision on the Township Official Plan

The CAO briefly explained the conversation the Township Planner had with the Ministry

regarding an appeal of certain policies in the Township's Official Plan. This was a result of the direction at the Special Council meeting held on March 26, 2015.

Moved by Elliott, Seconded by Webster that the CAO/Clerk is hereby instructed to submit an appeal of the decision of the Ministry of Municipal Affairs and Housing approving the Township's Official Plan, with that appeal being limited to those aspects of the Ministry's decision that relate to the policies on the prohibition of mineral aggregate excavation below the water table and the replacement of the Schedule G to the Plan, the aquifer vulnerability map, and that the appeal submission also indicate that Council's intent is to resolve the associated issues with the Ministry through discussions rather than a full Ontario Municipal Board. Carried.

Delegations

6:00 p.m. - Tom Pridham, P. Eng., R.J. Burnside and Associates attended Council and presented the Report on the Stinson Drainage Works - D. Drain. Mr. Pridham reviewed the Report and the plan and profile with Council. He advised that the next step in the process is to accept the Report and set the date for consideration of the Report.

Moved by Elliott, Seconded by Webster that we receive the Engineer's Report entitled the Stinson Drainage Works, D Drain dated March 25, 2015 and the date and time for the Consideration of the Report be set for May 7, 2015 at 6:15 p.m.

Be it further resolved that staff be directed to circulate the report to the affected owners and agencies pursuant to Section 41 of the Drainage Act. Carried.

6:12 p.m. - Council took a short break so the CAO could get the appeal letter off to the Ministry and Council reconvened at 6:20 p.m.

County Council Update

Council In Brief for March 12, 2015 was reviewed.

Committee Reports

The following verbal reports were given:

Councillor Webster - Horning's Mills Hall Board - March 10th, Park Board - March 10th

Deputy Mayor Elliott - CDRC - March 25th

Councillor Besley - Shelburne Library - March 17th

Councillor Hannon - Upper Grand Watershed Committee - March 26th

Mayor White - NVCA - March 27th

Correspondence

***Outside Board & Committee Minutes**

1. Minutes of Dufferin Municipal Officers Association - Meeting January 23, 2015
2. Minutes of Shelburne Library Board - Meeting February 17, 2015

Moved by Besley, Seconded by Elliott that the Outside Board and Committee Minutes Correspondence - Items 1 & 2 be received as information. Carried.

*** Items for Information Purposes**

1. Email from Ontario Good Roads Association dated March 9, 2015, Re: 2015 OGRA/ROMA Combined Conference Concurrent Workshops Now Available - <http://ogra.sclivelearningcenter.com/index.aspx?PID=11357>
2. Email from Species at Risk dated March 13, 2015, Re: Environment Canada Recovery Planning Document on the Species at Risk Public Registry
3. Letter from The Honourable Mario Sergio, Minister Responsible for Seniors

Affairs dated March 2015

4. Email from Kathy Pearl, Deputy Clerk, Township of Amaranth dated March 9, 2015, Re: Order regarding placement of fill
5. Letter from Bob Delaney, Parliamentary Assistant to His Worship Darren White, Mayor dated March 11, 2015, Re: Participation in discussions at the OGRA/ROMA 2015 combined conference
6. Letter from Ellen Fanning, Source Protection Program Assistant, Grand River Conservation Authority dated March 16, 2015, Re: Amended Proposed Grand River Source Protection Plan
7. Email from Ryan Archer, NRSI dated March 20, 2015, Re: Melancthon Pit 2014 Monitoring Report
8. Copy of a resolution passed by the Township of Southgate dated March 23, 2015, Re: Bill 52 endorsement
9. Letter from Ernie Hardeman, MPP Oxford, PC Critic for Municipal Affairs and Housing to Mayor Darren White dated March 19, 2015, Re: Thank you for meeting at the ROMA/OGRA Conference
10. Letter from Ernie Hardeman, MPP Oxford, PC Critic for Municipal Affairs and Housing to Minister Del Duca dated March 11, 2015, Re: Meeting with Municipal Representatives at the ROMA/OGRA conference with regards to Transmission Line Pole locations
11. Email from Diane Whitten-Franks, Office Coordinator, Dufferin County Public Works dated March 26, 2015, Re: Dufferin County 2015 Capital Projects

Moved by Elliott, Seconded by Webster that Correspondence Items 1-11 for information purposes be received as information. Carried.

*** Items for Council Action**

1. Letter from Shelburne Public Library dated February 25, 2015, Re: 2015 Library Board Agreement
2. Letter from Dundalk District Agricultural Society, Re: Support for the 160th Dundalk Fall Fair - "Dog Gone Fair" being held September 11th, 12th and 13th, 2015
3. Letter from Peel-Dufferin Plowmen's Association dated March 17, 2015, Re: Peel-Dufferin Plowing Match Grant
4. Report from Denise Holmes to Mayor White and Members of Council dated March 26, 2015, Re: Swidersky Livestock Claim
5. Email from S/Sgt Steven Sills, Detachment Commander, Dufferin Detachment dated March 27, 2015, Re: OPP Contract Periods available
6. Memorandum from Denise Holmes to Mayor White and Members of Council dated March 26, 2015, Re: Plan of Survey for Applications B7/14 - Bonnefield

1 - Moved by Besley, Seconded by Hannon that the Mayor and Clerk be directed to sign the Agreement between the Corporation of the Township of Melancthon and the Shelburne Public Library Board. Carried.

2 - Moved by Webster, Seconded by Elliott that we contribute a grant of \$300.00 to the Dundalk District Agricultural Society for the 2015 Dundalk Fall Fair. Carried.

3 - Moved by Besley, Seconded by Hannon that we approve a grant in the amount of \$100.00 for the Peel Dufferin Plowing Association for 2015. Carried.

Moved by Elliott, Seconded by Webster that the Report of the Livestock Valuer, Kerry Matthews, be accepted for the following dog kill claim and the claim be processed in accordance with the **Protection of Livestock and Poultry from Dogs Act, RSO 1990, Chapter L.24.:**

Claimant: Mike Swidersky

Date of Loss: March 18, 2015

Livestock Loss: Pregnant Cheviot Ewe

Amount: \$280.00

Payment of Livestock Valuer Services to Kerry Matthews: \$75.00

Carried.

5 - Moved by Besley, Seconded by Hannon that the Council of the Corporation of the Township of Melancthon request that the new OPP Contract be for a period of 3.5 years. The contract to expire Dec. 31, 2018. Carried.

6 - Moved by Hannon, Seconded by Besley that the plan of survey for Bonnefield LP III Inc. - Application for consent B7/14, prepared by Van Harten Surveying Inc. be approved as it conforms to the terms and conditions of severance. Carried.

Councillor Hannon declared a conflict of interest on the next item of business as he has an interest in the Dufferin Wind Project and left the Council Chambers.

***Items for Dufferin Wind Power**

1. Dufferin Wind Power - Free Tree Giveaway - Saturday, June 6, 2015

The flyer was reviewed and the only change is to the 5 trees per person. Council would like it changed to 5 trees per property. Mayor White also updated Council on his meeting with Dufferin Wind on March 23, 2015.

Councillor Hannon returned to the Council Chambers.

General Business

By-law to Adopt the Estimates of all sums required during the year and to strike the rates of taxation, and further to provide for penalty and interest in default of payment thereof for the year 2015

Moved by Besley, Seconded by Hannon 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, and to further provide for penalty and interest in default of payment thereof for the year 2015 and it be hereby read a first and second time. Carried. By-law read a first and second time and numbered 14-2015.

Accounts - ***Councillor Hannon declared a conflict of interest on the accounts as one of the invoices to be approved pertained to the Dufferin Wind Project. Councillor Hannon has an interest in the project and left the Council Chambers.***

The Treasurer presented the accounts in the amount of \$761,756.75. Moved by Webster, Seconded by Elliott that the general accounts be approved as presented. Carried.

Councillor Hannon returned to the Council Chambers.

Applications to Permit

Mayor White signed an application to permit a new dwelling on Part Lot 13, Concession 2 OS - Lot 12, Plan 7M-48 (Bretton Estates) - 2066390 Ontario Inc.

New/Other Business/Additions

None.

Unfinished Business

Mulmur Melancthon Fire Department 2015 Budget

Discussion on the 2015 Budget and the purchase of a pick up truck versus a rescue truck. Mayor White to compose a letter and send to the Fire Board on behalf of Township regarding the concerns expressed by Council.

Moved by Webster, Seconded by Elliott that the Corporation of the Township of Melancthon approve the 2015 Draft Budget as approved by the MM Fire Board from February 17, 2015. Carried.

Councillor Besley declared a conflict of interest on the next item as he is a member of the Agricultural Society and left the Council Chambers.

Tabled Motion from the February 5, 2015 regarding a grant of \$300.00 to the Shelburne Agricultural Society

Moved by Webster, Seconded by Elliott that we contribute a grant of \$300.00 to the Shelburne & District Agricultural Society for the 2015 Fall Fair. Carried.

Councillor Besley returned to the Council Chambers.

Tabled Motion from the March 19, 2015 meeting regarding the approval of the Melancthon Township Service Delivery Policy - further amendments made to the Draft Policy.

The CAO/Clerk advised that the amendment had been made regarding Councillor fees and the Clerk may delegate the duties of the Clerk to the Deputy Clerk. Moved by Elliott, Seconded by Besley that the Township of Melancthon Service Delivery Policy be approved as amended April 2, 2015. Carried.

Procedural By-law 8-2009 - A draft by-law will be considered at the April 16, 2015 Council meeting -

Discussion ensued and there was discussion about the draft by-law and various changes noted such as numbers out of sequence, clarification on sections and a definition missing.

Code of Conduct - recommending deferral as Staff are still working on getting policies from other municipalities as per the direction from the last meeting - no further action.

By-law Enforcement - The CAO/Clerk advised that most municipalities use the County of Dufferin for their By-law Enforcement and Southgate uses their Chief Building Official. A question was raised about how much training is required for this. The CAO/Clerk was asked to leave this item on the Agenda.

Hill Machinery Cleanup of Property - Council will make an onsite visit to the property on May 21st.

Youth Member - Horning's Mills Hall Board - the CAO/Clerk reported to Council that the Ministry of Municipal Affairs advises that Melancthon will have to obtain an opinion from its Solicitor regarding a youth member on the Board and the risks associated as a result of doing so. The Board has already advertised for a person to fill the vacancy on the Board. Discussion about just going the volunteer route for youth as this might achieve the same result in the end.

Third Reading of By-law 14-2015

Moved by Besley, Seconded by Hannon that By-law No. 14-2015 now be read a third time, signed by the Mayor and Clerk, sealed and engrossed in the By-law Book.

Carried.

Confirmation By-law

Moved by Hannon, Seconded by Besley that leave be given to introduce a By-law to confirm the proceedings of the Council Meeting held on April 2, 2015 and it be given the required number of readings. Carried. By-law numbered 15-2015 and read three times.

Adjournment

7:50 p.m. - Moved by Webster, Seconded by Elliott that we adjourn Council to meet again on Thursday, April 16, 2015 at 5:00 p.m. or at the call of the Mayor. Carried.

MAYOR

CLERK