

CORPORATION OF THE TOWNSHIP OF MELANCTHON

The Council of the Corporation of the Township of Melancthon held a meeting on the 16th day of July, 2015 at 5:00 p.m. in the Council Chambers. Mayor D. White, Deputy Mayor J. Elliott, Councillor W. Hannon and Councillor J. Webster were present. Councillor D. Besley was absent with prior notice given. 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:

- early site work has begun on the Corbetton Park
- the Fire Chief will be bringing over the new Rescue Truck for the Mulmur Melancthon Fire Department
- received news from the Ontario Municipal Board, that the Township's Appeal of the Dufferin County Official Plan is valid as the appeal was received in time.

Additions

- Drain Site Meeting Notice placed on Council desks.

Deletions

None.

Approval of Agenda

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

Disclosure of Pecuniary Interest and the General Nature Thereof

Can be declared at this time or anytime throughout the meeting. Councillor Hannon to declare on Item #11.2.3.

Minutes

Moved by Webster, Seconded by Elliott that the minutes of the July 2, 2015 Council meeting be approved as circulated. Carried.

Business Arising from Minutes

The Clerk advised of the information she received from the OPP regarding a Report about the speeding concerns in Horning's Mills and the information received from the Township's Insurer regarding the "Use At Your Own Risk" disclaimer

Point of Privilege or Personal Privilege

None.

Public Question Period

Questions were asked regarding nuisance beaver complaints that had been sent in to the municipality, the draft OP on the website, what Council is doing about the 4th Line NE and the Federal Liberal Candidate for Dufferin Caledon was in attendance to find out and learn about Melancthon issues for the upcoming election.

Road Business

Letter from Doreen Lyon regarding the 4th Line NE - discussion ensued regarding the letter and it was recommended that it be referred to the Roads Sub-committee to be dealt with.

Other Road Business

New Stop Signs in Horning's Mills - Craig advised that "new stop sign ahead" signs will be installed. He is still working on getting the white lines painted.

Dump Trucks in Horning's Mills - Mayor White advised that he received a complaint regarding the number of trucks going through Horning's Mills. Craig advised that there is work being done on the River Road and that is where the trucks are going.

Correspondence

*** Outside Board & Committee Minutes**

1. Grand River Conservation Authority General Membership Meeting - Meeting held Friday May 22, 2015

Moved by Hannon, Seconded by Elliott that the Outside Board and Committee Minutes - Item # 1 be received as information. Carried.

*** Items for Information Purposes**

1. GRCA Current - July 2015 - Volume 20 Number 6
2. Highlights of the NVCA Board of Directors Meeting No. 06-5 - June 26, 2015
3. Copy of a motion from New Tecumseth dated June 26, 2015, Re - Electricity Rates
4. Email from Deborra Crawford, Municipal Services Assistant, Council & Legislative Services dated July 3, 2015, Re - Notice of Open House and Public Meeting July 30, 2015 - Official Plan Review
5. Letter from J.V.N. Hawkes, O.O.M. Commissioner to Mayors - Reeves, Ontario Municipalities dated June 26, 2015, Re - Introduction of M.M. (Marc) Bedard new Commander of the Municipal Policing Bureau
6. Letter from AMO - Association of Municipalities of Ontario dated June 29, 2015, Re - Thanks for resolution on the issues pertaining to the sale of Hydro One

Moved by Webster, Seconded by Elliott that Correspondence Items 1-6 for information purposes only be received as information. Carried.

*** Items for Council Action**

1. Request for Comments from the Niagara Escarpment Commission dated June 29, 2015, Re - Part Lot 14, Concession 2 Old Survey, 29 Church Street

Moved by Webster, Seconded by Hannon that we have no objection to NEC File No. D/R/2015-2016/057 to construct a two storey dwelling on Part of Lot 14, Concession 2 OS - 29 Church Street. (1392119 Ontario Limited/David Metz). Carried.

Delegation

5:30 p.m. - Chris Knechtel, R.J. Burnside and Associates attended Council for the opening of the Tenders received for the 2027 Structure. Three were received and opened as follows:

Reeves Construction - \$393,515.09 (HST included)
Drexler Construction Limited - \$376,123.21 (HST included)
Moorefield Excavation - \$383,797.80 (HST included)

Mr. Knechtel left the Council Chambers to review the tenders.

General Business

Applications to Permit

Mayor White signed the following applications to permit:

- a storage shed on Lot 8, Plan 2 - K. Corneman
- an outdoor deck on back of house on East Part of Lot 9, Concession 2 OS - T. Zaniolo
- a new dwelling on Part of Lot 14, Concession 2 OS - T. McIntosh
- two grain bins on East Part of Lot 20, Concession 4 OS - D. Coe

New/Other Business/Additions to Agenda

Memorandum to Mayor White and Members of Council from Denise Holmes dated July 8, 2015, Re - Southgate / Melancthon Recreation Agreement

Discussion ensued regarding the draft agreement and it was mentioned that Kevin Green, Facilities Manager had done some comparison costs of other municipalities and the CAO was directed to get this information. This item deferred to the next meeting.

Shelburne Waterline Temporary Connection - Draft Indemnity Agreement - Ted Minor of WSP attended Council and informed Council of the temporary watermain. Council had no issues and passed the following motion: Moved by Elliott, Seconded by Webster that the Mayor and Clerk be authorized to sign the Indemnity Agreement between the Corporation of the Township of Melancthon and the Corporation of the Town of Shelburne regarding the temporary construction and maintenance of a waterline across the 4th Line OS. Carried.

Dufferin Wind Power Project - Access Roads (Councillor Hannon)- Councillor Hannon declared a conflict of interest on this matter as the power lines crosses his property and he left his Council seat and went to the gallery to speak to this issue. He raised concerns regarding the dust from the access road at Part Lot 18, Concession 7 NE and the impact it is having on his solar panels and livestock. The Agreement that the Township has with DWPI only covers the construction period and not post construction. Further discussion ensued and it was suggested that Council could ask the Province to implement a policy regarding dust control due to the impact that this could have on the community after construction of these turbines. It was also suggested that the Township speak to the Site Manager and find out what the short term plan is for the site now that the project is in post construction and find out if it is being cleaned up. If the property is going to be cleaned up, there should be no further traffic going in there – only to maintain the turbines. The CAO was then directed to contact the Site Manager about this matter. Councillor Hannon returned to his Council seat.

Unfinished Business

North Dufferin Recreation Centre Agreement

Discussion ensued regarding the Draft Agreement (as prepared by the Township of Mulmur). It was advised that the non-resident user fee, that was approved by the Mulmur Township (with the exception of Melancthon) is \$36.00. The Clerk was directed to send a letter to the Township of Mulmur to find out why Melancthon Township is paying a \$350.00 non- resident user fee and all other non-users are paying \$36.00, as Council was advised that all non-resident users would be paying the same fee. This item was deferred until this has been answered by Mulmur Township.

6:00 p.m. - Moved by Webster, Seconded by Hannon that we adjourn Council to go into Committee of Adjustment and reconvene as Council. Carried.

6:39 p.m. - Council reconvened.

Road Business - Cont.

Mr. Knechtel returned to the Council Chambers after reviewing the tenders with his recommendation.

Moved by Elliott, Seconded by Webster that the Council of the Corporation of the Township of Melancthon awards the tender for the Structure 2027 Replacement to Drexler Construction Limited in the amount of \$376,123.21 (HST included). Staff are hereby directed to return the tender bidder bonds to the unsuccessful bidders and thank them for submitting a tender. Be it further resolved that this tender complies with the Procurement Policy of the Township of Melancthon. Carried.

6:45 p.m. - Council took a break to go have a look at the new Mulmur Melancthon Fire Department Rescue Vehicle.

6:50 p.m. - Council reconvened.

Delegations, cont.

6:50 p.m. (Scheduled for 6:30 p.m.) - Matthew Venne, RLB, Township Auditor attended Council and presented the 2014 Financial Statements. He reviewed the summary of key operating measures and thanked Staff for all their work at pulling everything together for the Audit. Moved by Hannon, Seconded by Elliott that the Council of the Corporation of the Township of Melancthon approve the Consolidated Financial Statements for the Year ended December 31, 2014. Carried.

7:30 p.m. (Scheduled for 7:00 p.m.) - Robert Brown, Township Solicitor, Stutz, Brown and Self Corporation - Ark II Shelter (Closed Session - Solicitor/Client Privileged Information).

Moved by Elliott, Seconded by Webster that Council move into a Closed Session Meeting pursuant to Section 239 of the Municipal Act, 2001, as amended for the following reason(s): the receiving of advice that is subject to Solicitor/Client privilege, including communications necessary for that purpose - Ark II Shelter. Carried.

8:30 p.m. - Moved by Hannon, Seconded by Elliott that we rise from Closed Session with report. Carried. Direction to the Solicitor to send out letters and that a meeting be set up in the future with all affected parties.

Ark II Shelter in Horning's Mills - Discussion

As most of this matter was already dealt with in Closed Session, Mayor White spoke to the By-law 15-2000 which restricts suppression to the Ark II Shelter. He stated his reasons why he felt the Township could be in a liable position if this By-law remained in place and felt that it shouldn't be Council making the decision on whether or not firefighters should enter the shelter, it should be the decision of the Fire Chief. As a result, the following motion was put forth:

Moved by White, Seconded by Webster that the Township of Melancthon rescind By-law 15-2000, a by-law related to the Ark II Shelter, effective immediately. And further, that the Township of Melancthon support the operational decisions of the Shelburne and District Fire Department's Chief or Designate with regards to suppression activities at the Ark II Shelter. Carried.

Hill Agra Machinery - Update

Discussion ensued on this issue and it was asked if we could suggest to Mr. Hill that he put up a privacy board fence around his property. This would allow him some further time to get the property cleaned up. The fence to be 6 feet high, board on board on all four sides with a double gate at the front. The CAO was directed to approach Mr. Hill with this option and give him to the end of the month to put the fence up. Mr. Hill has already been given to July 31st to have the property cleaned up and it was advised that if he doesn't have the property cleaned up or the fence put up by this date, the By-law Enforcement Officer will be asked to go in on the matter.

Corbetton Park - Mayor White advised that work on the Park started today. The CAO advised that the signed Agreement, as well as the cheque for \$10,000.00, from the County arrived in the mail yesterday.

Information Flyer - Update - deferred

Amendment to ATV By-law - deferred

Confirmation By-law

Moved by Hannon, Seconded by Webster that leave be given to introduce a By-law to confirm the proceedings of the Council Meeting held on July 16, 2015 and it be given the required number of readings. Carried. By-law numbered 36-2015 and read three times.

Adjournment

8:55 p.m. - Moved by Elliott, Seconded by Webster that we adjourn Council to meet again on Thursday, August 13, 2015 at 5:00 p.m. or at the call of the Mayor. Carried.

MAYOR

CLERK