

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, 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

None.

Additions

None.

Deletions

None.

Approval of Agenda

Moved by Besley, Seconded by Hannon that the agenda be approved as circulated.
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 Dufferin Wind matters as he has an interest in the project.

Minutes

Moved by Elliott, Seconded by Webster that the minutes of the April 16, 2015 Council meeting be approved as amended. Carried.

Business Arising from Minutes

None.

Point of Privilege or Personal Privilege

None.

Public Question Period

No questions asked.

Road Business - Craig Micks, Road Superintendent was in attendance for this portion of the Agenda.

Horning's Mills - Main Street - Data collected from counter

The data was reviewed and a suggestion was made about putting the counter in Corbetton and Riverview. Also, Staff were directed to contact the lawyer about any liability that may be associated with the installation of speed bumps in Horning's Mills.

Report to Council from Denise Holmes dated April 30, 2015, Re: Specific Road Service Agreement Between MTO and The Township of Melancthon

Moved by Elliott, Seconded by Webster that Council directs the CAO/Clerk to sign the Specific Road Service Agreement between the Ministry of Transportation and the Township of Melancthon for guide rail work on Highway 89 at the 10th Line corner. Carried.

Report to Mayor White and Members of Council dated May 7, 2015, Re: Recommendations From the Roads Sub-Committee

The report and recommendations were reviewed. During this time, Councillor Besley gave his report from the Roads Sub-committee meeting.

Hunt Trucking Recommendation for Half Load Exemption - will deal with this later on in Road Business under Unfinished Business.

Recommendations from Road Tour - Moved by Besley, Seconded by Elliott that Staff be instructed to purchase a second road traffic counter and the cost be taken from Development Charges from the Policing Reserve. Carried.

Recommendation for Claim for Windshield Damage - recommendation approved and Staff directed not to pay the invoice.

Recommendation re: Entrance Permit Application - recommendation approved and Staff directed to make changes to the Entrance Permit Application as per the Solicitor's comments.

Recommendation for consideration of amending Half Loads By-law to include all roads - recommendation approved and Staff directed to amend the By-law.

Accounts

The road accounts were presented in the amount of \$47,378.77. Moved by Webster, Seconded by Elliott that the road accounts be approved as presented by the Road Superintendent. Carried.

Gravel Tenders

The tenders to supply and deliver approximately 15,000 tonnes of "M" Gravel and 10,000 tonnes of Granular "A" Gravel were opened and reviewed: Tenders were received from the following (in no particular order):

Company	M Gravel	Tax	A Gravel	Tax	Trucking	Tax
Fleshcon	\$5.75	\$0.75	\$5.75	\$0.75	\$3.45	\$0.45
Duivenvoorden Haulage Ltd.	\$8.00	\$1.04	\$7.50	\$0.98	\$3.75	\$0.49
Strada	\$8.00	\$1.04	\$7.50	\$0.98	\$3.00	\$0.39
Harold Sutherland Construction	\$6.12	\$0.79	\$6.12	\$0.79	\$3.47	\$0.45

Joe Kerr Limited	\$8.00	\$1.04	\$7.50	\$0.98	\$3.50	\$0.46
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Moved by Elliott, Seconded by Webster that The Township of Melancthon accept the tender from Fleshcon for “M” gravel @ \$5.75 per tonne plus \$.75 tax, “A” Gravel @ \$5.75 per tonne plus \$.75 tax and trucking @ \$3.45/tonne plus \$.45 tax, to be supplied from the #1 Osprey pit and #2 Radly pit. This complies with the procurement by-law for the Township of Melancthon. Carried.

Unfinished Business

DWPI - Guard Rails - 4th Line OS - Councillor Hannon declared a conflict of interest on this matter as he is involved with the Project and left the Council Chambers.

Two updated quotes were reviewed from:

Reeves Construction Limited - \$18,732.55 + HST
Ottewell Enterprises Limited - \$16,445.00 + HST

Moved by Besley, Seconded by Elliott that the Township The Township of Melancthon accept the tender of Ottewell Enterprises Ltd. to construct new guardrails on the 4th Line OS at a cost of \$16,445.00 plus HST of \$2,137.85 for a total of \$18,582.85. And further that the cost of the construction will be reimbursed to the Township of Melancthon by Dufferin Wind Power Inc. And further be it resolved that DWPI be responsible for any charges to the landowner as a result of relocating the field entrance. Carried.

Councillor Hannon returned to the Council Chambers.

Hunt Trucking - Draft Road Use Agreement

A memo from Stephen Christie, Township Solicitor as well as a draft road use agreement was reviewed. Discussion ensued about a repeated violation clause that would result in termination of the Agreement. Marg McCarthy was in attendance and was given a copy of the draft Agreement to provide to the Hunt’s as they were not in attendance. A modification to be made to the Half Loads By-law as recommended by the Solicitor.

County Council Update

Council in Brief for April 9, 2015 was reviewed.

Committee Reports

The following verbal reports were given:

- Mayor White** - Mulmur Melancthon Fire Board - April 20th
- Deputy Mayor Elliott** - Shelburne Fire Board - April 15 and May 5, 2015 - after the May 5, 2015 Committee Report was given, the CAO/Clerk was directed to contact Joe Casey of the Ontario Fire Marshal’s Office and ask him if the Shelburne FD finds someone who will fulfill the role of Fire Chief and Fire Prevention Officer, will this suffice as per the OFM’s 30 Recommendations.
- Councillor Webster** - Horning’s Mills Park Board - April 21, 2015
- Councillor Besley** - Roads Sub-committee - May 13, 2015 (given under Road Business)

Delegations

6:00 p.m. - A public meeting had been called to consider a proposed zoning by-law amendment on property described as Lot 15, Concession 4 OS. The purpose of the proposed By-law is to amend Zoning By-law 12-1979 as amended to rezone lands that were the subject of consent application B9/14. The By-law would implement two approval conditions for that application. The severance would create a lot containing an existing residence which is surplus to the needs of the land owner as a result of farm consolidation. The By-law would rezone that proposed lot from the General Agricultural (A1) Zone to the Rural Residential Exception Zone (RR-157) to permit its

continued use for a detached dwelling and accessory uses and would also rezone the retained lands from the General Agricultural (A1) Zone to the General Agricultural Exception Zone (A1-126). All uses permitted in the A1 zone would be permitted in the A1-126 zone except that a dwelling would be prohibited in compliance with the requirements of the Provincial Policy Statement for surplus dwellings. The only comments received were from the Nottawasaga Valley Conservation Authority and they have no objection to the approval of the zoning by-law amendment. Moved by Besley, Seconded by Hannon that leave be given to introduce a By-law to amend By-law No. 12-1979 as amended for lands located in Part of Lot 15, Concession 4 OS and it be here by read a first and second time. (Bonniefield/D. Downey). Carried. By-law read a first and second time and numbered 20-2015.

6:15 p.m. - Tom Pridham, P. Eng., R.J. Burnside and Associates attended Council for the consideration of the Report on the Stinson Drainage Works, D. Drain. He indicated that Mr. Martin is satisfied with the results of the Report and wishes to proceed. Mr. Pridham explained the special assessments and how those are determined. Moved by Elliott, Seconded by Webster that leave be given to introduce a By-law to provide for a drainage works in the Township of Melancthon, in the County of Dufferin known as the Stinson Drainage Works, D Drain and it be hereby read a first and second time. Carried. By-law read a first and second time and numbered 21-2015.

Moved by Besley, Seconded by Hannon that the Court of Revision for the Stinson Drainage Works, D Drain be set for Thursday, June 4, 2015 at 6:00 p.m. at the Township Council Chambers. Carried.

Mr. Pridham updated Council on the upcoming drains in the Township. A question was asked about a drain that had been dug on private property near the Wetherall Drain and Mr. Pridham advised there is no harm in this and it would be a private drain and no neighbours would be required to pay into this.

6:26 p.m. - Council took a break and reconvened at 6:30 p.m.

6:30 p.m. - Steven Sills, Detachment Commander, Dufferin OPP attended Council (by invitation from Council) to discuss speeding concerns in the Hamlets. David Thwaites, Public Member and Chair of the Melancthon Police Services Board and Bart Malloy, Provincial Member of the Melancthon Police Services Board were also in attendance. Staff Sgt. Sills was provided with a copy of the traffic counter data from Horning's Mills. Discussion then ensued and Staff Sgt. Sills advised that traffic and speed control are part of their function but to have this happen at specific points is not going to occur. The OPP look at places where there have been collisions and that is where they go. The cars will soon be equipped with GPS so he will know where the cars are. He then asked about proper signage in the area of where the speeding is occurring. He advised that there are Provincial resources out there to loan a radar sign out to us. Discussion then turned to neighbourhood watch and he advised that in Purple Hill and Camilla, this is internet based and working well. A suggestion about a Community Meeting in Horning's Mills and Mr. Thwaites will coordinate with Councillor Webster. Staff Sgt. Sills was asked his thoughts on speed bumps and he would like to see other options first before these.

Correspondence

***Outside Board & Committee Minutes**

1. Minutes of the Mulmur-Melancthon Fire Board - Meeting March 9, 2015
2. Grand River Conservation Authority General Membership Meeting - Meeting Friday March 27, 2015

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

*** Items for Information Purposes**

1. AMO (a) What's Next Ontario
AMO (b) AMO Releases Policing Modernization Report
AMO (c) Ontario Premier Announces Cap and Trade System to Reduce Greenhouse Gases

- AMO (d) Government Announces Consultation to Update Ontario's Long-term Affordable Housing Strategy
- AMO (e) Release of Premier's Advisory Council on Government Assets Reports
- AMO (f) What Happened in Waste This Week
- AMO (g) Federal Budget Provides New Public Transit Fund, Limited Housing Support
- AMO (h) 2015 Steward Obligation for Blue Box
- 2. Email from Nicola Mercer, Medical Officer of Health and CEO Wellington-Dufferin-Guelph Public Health dated April 9, 2015, Re: WDGPH 2014 Community Report
- 3. Letter from R.J. Burnside & Associates Limited dated April 10, 2015, Re: Drainage Superintendent Services
- 4. AMCTO dated April 15, 2015, Re: AMCTO Position Paper - Time to Fix the Voter's List
- 5. Nottawasaga Valley Conservation Authority - For Immediate Release - NVCA Recognizes 2015 Watershed 'Champions'
- 6. OPP Initiatives - Citizen Self Reporting Program
- 7. OPP Initiatives - Intro for Municipal Websites
- 8. Email from Bluewater Geoscience dated April 22, 2015, Re: Strada Melancthon Pit Compliance Groundwater Monitoring Report 2014
- 9. Email Gord Feniak, R.J. Burnside & Associates Limited dated April 27, 2015, Re: Underground Locates
- 10. Copy of a resolution passed by the Township of Hornepayne dated April 29, 2015, Re: Hydro Rate Increases
- 11. Letter from R.A. (Rick) Philbin, Superintendent Commander, Municipal Policing Bureau dated April 14, 2015, Re: Six Month OPP Contract
- 12. Email from David Thwaites, Report on Municipal Police Board meeting April 24, 2015

Moved by Webster, Seconded by Elliott that Correspondence Items 1-12 for Information Purposes be received as information. Carried.

It was advised that all of Council is receiving the AMO emails and therefore is not necessary to include in the package.

*** Items for Council Action**

- 1. Copy of a resolution passed by the Town of Mono dated April 30, 2015, Re: Provincial Offences Act Administration
- 2. Letter from Shelburne Public Library dated April 16, 2015, Re: Renovation of Children's Library
- 3. Report to Council from Denise Holmes dated April 27, 2015, RE: Bayshore Broadcasting Telecommunications Tower
- 4. Email from Jennifer Willoughby, Deputy Clerk, Town of Shelburne dated April 30, 2015, Re: Town of Shelburne Zoning By-law Amendment Application & Draft Plan of Subdivision Application
- 5. Report to Council from Denise Holmes dated April 23, 2015, Re: Recommendations from Committee of the Whole Meeting held on April 16, 2015

1 - Moved by Elliott, Seconded by Webster that Council support the resolution passed by the Town of Mono - #10-7-2015 calling for the County of Dufferin in co-operation with the Town of Caledon to investigate the delivery of the POA service within the County of Dufferin and that a discussion paper be prepared for the consideration of the County of Dufferin, local Dufferin municipalities, the Town of Caledon and the Province. Carried.

2 - Moved by Elliott, Seconded by Webster that the Township of Melancthon request an explanation of the calculation for the levy percentages of contribution and further that we request up to date user numbers for the Shelburne library. Carried.

3 - Moved by Elliott, Seconded by Besley that the Mayor and CAO/Clerk be directed to sign the Telecommunications Tower Agreement between the Corporation of the Township of Melancthon and Bayshore Broadcasting Corporation. Carried.

Moved by Webster, Seconded by Elliott that since Bayshore Broadcasting has now completed the requirements of the Township's Protocol for Establishing Telecommunications Facilities and has entered into an agreement with the Township regarding road use and the related haul route, the CAO/Clerk is hereby instructed to inform Industry Canada of our concurrence with the approval of that Company's Application for a Telecommunication Tower on a property at 358112 10th Line NE as shown on the survey and associated material provided to this Council. Carried.

4 - Direction to Staff to respond that Council has no comment to make

5 - Moved by Hannon, Seconded by Besley that Council accept the recommendations from the Committee of the Whole meeting held on April 16, 2015 which are outlined in the Report of Denise Holmes, CAO/Clerk dated April 23, 2015. Staff be directed to fulfill those recommendations regarding the Fire Board Agreements and OFM Recommendations - Response # 6. Carried.

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

1. Email from David Restivo, Dillon Consulting Limited dated May 1, 2015, Re: Notice of Commencement for Restoration Planting Works

Moved by Webster, Seconded by Elliott that the Correspondence regarding Dufferin Wind Power - Item No. 1 be received as information. Carried.

Councillor Hannon returned to the Council Chambers.

***Township of Melancthon Official Plan**

1. Letter from Marcia Wallace, Regional Director, MMAH dated April 22, 2015, Re: Township of Melancthon Official Plan
2. Letter from Marcia Wallace, Regional Director, MMAH dated April 30, 2015, Re: Township of Melancthon Official Plan

Moved by Besley, Seconded by Hannon that the Correspondence regarding the Township of Melancthon Official Plan Items 1 & 2 be received as information. Carried.

Staff were directed to contact Chris Jones, Township Planner and ask him to prepare a Report outlining the Township's next steps with respect to preparing an implementing zoning by-law and to see if he could work out of the Municipal Office a half day per week on planning issues.

***Dufferin County Official Plan**

1. Letter from Pam Hillock, County Clerk, County of Dufferin dated April 13, 2015, Re: Notice of Delegation under Subsection 51.2(2) of the Planning Act
2. Email from Michelle Dunne, Deputy Clerk, County of Dufferin dated April 13, 2015, Re: Authority to Give Consent By-law

Moved by Elliott, Seconded by Webster that the Correspondence regarding the Dufferin County Official Plan - Items 1 & 2 be received as information. Carried.

General Business

By-laws

By-law to provide for remuneration, allowances and expenses for members of Council

Moved by Webster, Seconded by Elliott that leave be given to introduce a by-law to provide for remuneration, allowances and expenses for Members of Council and it be now be read a first and second time. Carried. By-law read a first and second time and numbered 22-2015.

By-law to amend By-law No. 27-2012 (No Heavy Trucks)

Moved by Webster, Seconded by Elliott that leave be given to introduce a by-law to amend By-law No. 27-2012 (No Heavy Trucks By-law) passed in open Council on July 19, 2012 and it now be read a first and second time. Carried. By-law read a first and second time and numbered 23-2015.

By-law to amend By-law No. 54-2014 (Board of Management for the Horning's Mills Community Hall)

Moved by Hannon, Seconded by Besley that leave be given to introduce a by-law to amend By-law No. 54-2014 (Board of Management for the Horning's Mills Hall) passed in Open Council on December 4, 2014 and it now be read a first and second time. Carried. By-law read a first and second time and numbered 24-2015.

Accounts

Wendy Atkinson, Treasurer presented the accounts in the amount of \$122,444.84. Moved by Besley, Seconded by Webster that the general accounts be approved as presented by the Treasurer with the exception of community centre levy from the Township of Mulmur. Carried.

The CAO/Clerk was directed to send a letter to the Township of Mulmur advising that Council would not be paying the invoice for \$17,150.00 as Council already accepted Option 2 of the Treasurer's report on April 16, 2015, which, based on the numbers provided in the Report, is \$16,100.00. Also, Council would like to get started on the new Agreement and would also request to pay the levy in four installments.

Applications to Permit

The following applications were presented:

- Bob Ethier, West Part Lot 15, Concession 2 OS, Garage Workshop
- Jason Nicholson - Applicant/Owner: Highpoint Custom Homes - Lot 16, Plan 7M-48, Single Family Dwelling
- Wayne Richard, East Part of Lot 11, Concession 4 OS - Storage Garage
- Nelson Martin - Owner/Claire Ellenwood - Applicant, East Part of Lot 12, Concession 5 NE - Temporary Polyhouse Structure
- Daniele Cappellitti, East Part Lot 29, Concession 4 OS - Storage Shed
- Josiah Bauman - Owner/Eli Sherk - Applicant, West Part Lot 24, Concession 4 OS - Dry Manufacturing Work Shop and Power Room
- Pine Hill Machining Inc. - Owner/Eli Sherk - Applicant, Lot 249-250, Concession 3 SW - Beef Barn, Manure & Bale Storage; Chicken Broiler Barn with Attached Barn Entry; Power Room; Tower Silo; Covered Manure Storage for Chicken Barn; Farm Shed with Insulated Farm Repair Shop for Personal Use;
- Sam Young - Owner/Paul Janssen - Applicant, West Part Lot 8, Concession 1 OS - Driving Range Structure
- Holmes Agro - 1727560 Ont. Inc., West Part of Lot 20, Concession 1 OS - Agricultural Storage Bldg with L Shaped Porch over Front Entranceway

As some of the permits were awaiting comments from the Township Planner, the CAO/Clerk was given permission to sign the applications when the information was received.

Unfinished Business

Corbetton Park - deferred. The County is working on Memorandum of Understanding.

Hill Machinery Cleanup of Property - onsite to property - May 21, 2015 to see progress being made

Code of Conduct - sample By-laws from County of Dufferin and Mulmur Township - the CAO/Clerk was directed to put this on the Agenda for the next meeting for further discussion.

By-law Enforcement - AMCTO Training - discussion ensued and it was decided that we need to "beef" up our by-laws. The main by-laws that the Township receives complaints on are: Property Standards, Canine By-law and Site Alteration. The Township needs to have a cost recovery basis for these by-laws. The CAO/Clerk to report on what we need to do and how we do it.

OMAFRA Guidelines on Permitted Uses in Ontario's Prime Agricultural Areas - deadline for comments - May 13, 2015 - Memo from Chris Jones. The CAO/Clerk was directed to put this item on the next agenda for discussion.

Third Readings

Moved by Elliott, Seconded by Webster that By-laws 20-2015, 22-2015, 23-2015 and

24-2015 now be read a third time, signed by the Mayor and Clerk, sealed and engrossed in the By-law Book. Carried.

Notice of Motion - Mayor White advised that he would be bringing a notice of motion forward regarding a Poverty Reduction Strategy in Dufferin County. He updated Council on the Food Bank Challenge taking place.

Confirmation By-law

Moved by Besley, Seconded by Hannon that leave be given to introduce a by-law to confirm the proceedings of the Council meeting held on May 7, 2015 and it be given the required number of readings. Carried. By-law read three times and numbered 25-2015.

Adjournment

8:38 p.m. - Moved by Elliott, Seconded by Webster that we adjourn Council to meet again on Thursday, May 21, 2015 at 5:00 p.m. or at the call of the Mayor. Carried.

MAYOR

CLERK