

CORPORATION OF THE TOWNSHIP OF MELANCTHON

The Council of the Corporation of the Township of Melancthon held a meeting on the 2nd day of March, 2017 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

Councillor Webster reminded all about the Spring Cellar Supper at the Horning's Mills Community Hall on Saturday, March 18, 2017 - tickets are \$25.00 per person and can be purchased at the Municipal Office.

Additions

- Councillor Webster - update regarding bridge/road study - Under Road Business
- CAO - Recommendations from the Roads Sub-Committee meeting held on March 1, 2017

Deletions

None.

Approval of Agenda

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

Disclosure of Pecuniary Interest and the General Nature Thereof

Mayor White advised that disclosure of pecuniary interest can be declared at this time or anytime throughout the meeting.

Minutes

Moved by Webster, Seconded by Elliott that the minutes of the Council meeting held on February 16, 2017 be adopted as circulated. Carried.

Business Arising from Minutes

None.

Point of Privilege or Personal Privilege

During this time, Mayor White raised a personal matter concerning the Army Cadets in Orangeville in which he is the Commanding Officer.

Public Question Period

No questions asked.

Planning

Chris Jones was in attendance for this portion of the Council meeting.

1. *Proposed Zoning By-law Amendment - Sentry Door (James Martin) - Parts of Lots 289 and 290, Concession 2 SW, Memo from Chris Jones and Draft ZBA*

Chris Jones advised that after discussion with the Applicant, Mr. Martin, he revised the Zoning By-law Amendment. It was noted that Mr. Martin provided the Clerk with an email advising that he would like his application deferred. Mr. Martin was also in attendance but did not have any comments for Council.

2. *Proposed Housekeeping Amendment - Home Based Business*

Mr. Jones gave a PowerPoint Presentation on this matter and advised that he would like to have the Open House on a day that he is in the office. Verbal motion - Moved by Webster, Seconded by Besley that the Report of Chris Jones be received and that Staff schedule an informal open house as well as a public meeting for a proposed zoning amendment to define and regulate home occupations and home industries in the Township of Melancthon's Comprehensive Zoning By-law. Carried.

3. *Applications to Permit*

The application of Soloman Martin to build a home addition on Part of Lot 26, Concession 9 NE was deferred, as Mr. Jones would like to see the building plans before he gives his approval. Permission for Staff to sign if Mr. Jones is satisfied with the building plans.

Road Business

Craig Micks, Road Superintendent was in attendance.

1. *Accounts*

The accounts were presented in the amount of \$82,278.01. Moved by Besley, Seconded by Hannon that the road accounts be approved as presented by the Road Superintendent. Carried.

2. *Other Road Business - Addition by Councillor Webster - Update on the County Bridge Study*

As a follow up from the last meeting, Mayor White said he spoke to the Director of Public Works at the County and was advised that they use GHB for their bridge study. It was suggested that we should have them come out and do an independent review of one or more of our bridges for comparison purposes. Mayor White also advised that he spoke to other municipalities and we are not the only ones who have concerns.

Delegations

Moved by Elliott, Seconded by Webster that we adjourn Council at 5:30 p.m. and convene as the Court of Revision on the Petervale Drainage Works and Mayor Darren White be appointed as Chair. Carried.

Tom Pridham, P.Eng., R.J. Burnside and Associates was in attendance for the Court of Revision on the Petervale Farms Drainage Works and Tender Opening. Chair White welcomed all and advised that the Court of Revision is meeting for the purpose of considering and determining appeals from assessment by By-law No. 6-2017 (Petervale Farms). It was asked if any appeals had been received? The Clerk responded that no appeals had been received. It was asked if any late appeals had been received? The Clerk responded that there were no late appeals received. Chair White asked if Mr. Pridham, Drainage Engineer had any comments. He did not.

Moved by Hannon, Seconded by Besley that the Court of Revision does now adjourn at 5:31 p.m. Carried.

Mayor White opened the tenders received for the construction of the Petervale Drainage Works. Mr. Pridham commented that the total of the project is \$88,705.00.

Hanna and Hamilton Construction - \$90,328.61 (includes HST)
Marquardt Farm Drainage - \$90,957.09 (includes HST)
Cedarwell Excavating - \$113,046.33 (includes HST)

Mr. Pridham will take the quotes, review them and provide a Summary Report to Council for the next meeting.

Roads Business - Cont.

3. *Other Road Business - Addition by CAO - Recommendations from Roads Sub-Committee meeting on March 1, 2017*

Councillor Besley who is Chair of the Roads Sub-Committee spoke to the Recommendations.

Picking Up Brush - deferred to next Roads Sub-Committee meeting.

Dufferin Wind Power vehicles Parked on Township Roads - the Clerk was directed to send a letter to DWP asking them not to park on Township roads with their maintenance vehicles and to use their turbine access laneways.

Photo Radar - Councillor Besley will touch base on this during his Police Services Report

Meeting Dates - the meeting dates for the Roads Sub-Committee will be the second Tuesday of the month at 8:00 a.m.

Grader Warranty - Moved by Besley, Seconded by Hannon that Melancthon Township does not pay the Nortrax Invoice for the John Deere Grader repair and does not purchase the extended warranty. Discussion ensued on the motion. It was decided that the Clerk would send a letter to Nortrax and advise that due to the cost involved to determine if we qualify for warranty, we won't be pursuing it further. Also, it was brought to Council's attention that John Deere paid to paint Mulmur's grader and asked the Clerk to put in the letter that we expect our grader to be painted if they paid to have another municipality's grader painted and lastly, the Clerk to let them know that the Township will not be paying any of the invoice for the repair on the grader which was supposed to be covered under warranty. The motion was then withdrawn by the mover and seconder.

The recommendations to rescind two motions that were made as a result of recommendations from the January 23rd meeting were deferred to later in the meeting, so they could be discussed during Budget deliberations.

Councillor Besley also mentioned about the request from an operation in Melancthon for an exemption to the half loads by-law but the Roads Sub-Committee is recommending that we uphold our By-law. This led to the discussion about the need for By-law Enforcement on our roads. Staff were asked to follow up with the Town of Shelburne regarding By-law Enforcement Services. It was suggested that this matter be referred back to the Roads Sub-Committee for a recommendation on hiring a Paid Duty Police Officer.

Craig advised that there is a water issue at 250 Sideroad West and Highway 10. He has been to the site and has determined that it is a very low piece of land and there is no place for the water to go. Those Council members that also visited the site concurred with Craig. Craig to advise the owner that there is nothing the Township can do about this.

6:10 p.m. - Council took a 10 minute break and reconvened at 6:20 p.m.

Police Services Board Matters

1. *Recommendation to Council to support the Shelburne Police Services Board motion of December 20, 2016 regarding Provincial Offences Court*

Councillor Besley spoke on this matter and provided information to Council from the Acting Detachment Commander, Dufferin OPP regarding camera and video capability in the Court rooms and in Caledon. Further discussion ensued on this matter and the motion was not supported.

2. *Copy of a letter/motion sent to Dufferin OPP regarding the Action Plan 2017-2019*

Councillor Besley to relay a thank you to the Chair of the Police Services Board for his Delegation on the Action Plan.

3. *Information received at the February 22, 2017 PSB Meeting regarding MVC's from 2012 - 2017 for information purposes*

Council reviewed the information and all concurred that it was very helpful information that was received from the PSB.

Committee Reports

The following verbal Committee Reports were given:

Councillor Besley - Shelburne Library Board - February 21, 2017 (the Report also included the information under New/Other Business)

Councillor Webster - Horning's Mills Hall Board - February 15, 2017

Correspondence

***Board & Committee Minutes**

1. Mulmur-Melancthon Fire Board Minutes - January 16, 2017
2. Centre Dufferin Recreation Complex Board of Management Minutes - November 23, 2016
3. Shelburne and District Fire Board Minutes - November 1, 2016
4. Shelburne and District Fire Board Minutes - December 6, 2016

Moved by Hannon, Seconded by Besley that the Board and Committee Minutes Correspondence Items 1-4 be received as information. Carried.

*** Items for Information Purposes**

1. Headwaters Tourism Update and Minutes from the January 26, 2017 Board of Directors Meeting
2. Dufferin County Council in Brief
3. Resolution from the County of Dufferin regarding the resolutions received from the Town of Orangeville, Town of Shelburne and Shelburne Police Services Board regarding Provincial Offences Administration and Court Space
4. Resolution from the County of Dufferin regarding Changes to the Conservation Authorities Act
5. Dufferin County Forest Annual Report - 2016
6. Email from Enbridge - Update on the Natural Gas Expansion in Ontario
7. Resolution from the United Townships of Head, Clara and Maria regarding Building Code Changes - B-08-09-03
8. Letter from the Minister of Natural Resources and Forestry regarding the Township's resolution supporting the Township of Amaranth's request to amend the *Conservation Authorities Act*

Moved by Webster, Seconded by Elliott that Correspondence Items 1-8 for information

purposes be received as information except for # 7 and # 2 for discussion. Carried.

2 - Mayor White made a brief statement on the Dufferin County Council in Brief and encouraged Council to read the Reducing Poverty Report. He also commented on the Recreational Use Policy for Dufferin Forest and the County is looking for comments on it by March 31, 2017.

7 - the Clerk was asked to bring a prepared motion back to the next meeting for support.

*** Items for Council Action**

1. Petition for the Maintenance and Repair of the Keating Drain signed by Barb Bany, Lot 23-24, Concession 7 NE
2. Petition for the Maintenance and Repair of the Atkinson and Broster Drain signed by Marc Atkinson, Lot 27, Concession 8 NE

1 - Moved by Besley, Seconded by Hannon we accept the notification for the maintenance and repair of the Keating Drain under Section 79 of the Drainage Act, 1990, signed by Barb Bany - Lot 23-24, Concession 7 NE. We direct Tom Pridham, P.Eng, Drainage Superintendent to investigate and report back to Council on his findings and recommendations. Carried.

2 - Moved by Webster, Seconded by Elliott that we accept the notification for the maintenance and repair of the Atkinson and Broster Drains under Section 79 of the Drainage Act, 1990, signed by Marc Atkinson - Lot 27, Concession 8 NE. We direct Tom Pridham, P.Eng, Drainage Superintendent to investigate and report back to Council on his findings and recommendations. Carried.

General Business

Notice of Intent to Pass the following By-laws

1. *By-law to Prescribe Lower Rates of Speed*

Moved by Webster, Seconded by Elliott that leave be given to introduce a By-law to prescribe lower rates of speed and it be hereby read a first and second time. Carried. By-law numbered 14-2017 and read a first and second time.

2. *By-law to Establish a Community Safety Zone*

Moved by Besley, Seconded by Hannon that leave be given to introduce a By-law to Establish a Community Safety Zone in the Township of Melancthon and it be hereby read a first and second time. Carried. By-law numbered 15-2017 and read a first and second time.

Accounts

Wendy Atkinson, Treasurer presented the accounts in the amount of \$104,867.28. Moved by Elliott, Seconded by Webster that the general accounts be approved as presented by the Treasurer. Carried.

New/Other Business/Additions

1. *Shelburne Public Library - Councillor Besley*

Already dealt with under Councillor Besley's Committee Report.

Unfinished Business

1. *2017 Draft Operating and Capital Budgets*

Wendy Atkinson, Treasurer presented and reviewed her second draft of the 2017 Operating and Capital Budgets. Mayor White provided information he learned from the OGRA Conference on the number of municipalities who are financing infrastructure instead of paying for it up front. This budget represents a 6.4% in the tax rate. Council was advised that if they were not happy with the increase in the budget, to bring back suggestions on items to be cut for the next meeting or come prepared to pass it. Staff will further review the Budget for reductions.

Moved by Besley, Seconded by Hannon that Council accept the recommendation of the Roads Sub-Committee and Motion # 5 made at the February 2nd meeting be rescinded. Carried.

Moved by Hannon, Seconded by Elliott that Council accept the recommendation of the Roads Sub-Committee and Motion # 6 made at the February 2nd meeting be rescinded. Carried.

2. *Legacy Project - Corbetton Park - County of Dufferin 150 Application*

Deferred to the next meeting - deadline is March 30, 2017.

3. *Amend Council Motion # 21 from the January 12, 2017 regarding supporting the Township of McKellar regarding fire department assets*

Moved by Hannon, Seconded by Besley that Council rescind Motion # 21 from the January 12, 2017 Council Meeting. Carried.

Moved by Besley, Seconded by Hannon that Whereas Melancthon Council has received a copy of a motion passed by the Council of the Township of McKellar and discussed this motion; And Whereas this motion points out that Fire Departments and their associated assets represents critical municipal infrastructure; Be it resolved that the Melancthon Council endorse this motion and further that a copy of this motion be sent to the Provincial Premier, Sylvia Jones, MPP, the Township of McKellar, the Shelburne and Mulmur Melancthon Fire Departments, Southgate Fire Department, the Town of Mono, Town of Shelburne and the Townships of Amaranth and Mulmur. Carried.

Closed Session

7:39 p.m. - 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 reasons: The receiving of advice that is subject to Solicitor/Client privilege, including communications necessary for that purpose & personal matters about an identifiable individual, including municipal or local board employees - Parking on Shook Street. Carried.

8:20 p.m. - Moved by Elliott, Seconded by Webster that we rise from Closed Session with report. Carried. Staff to proceed with the direction given in Closed Session.

Third Reading of By-laws

Moved by Besley, Seconded by Hannon that By-laws 14-2017 and 15-2017 now be read a third time, signed by the Mayor and Clerk, sealed and engrossed in the By-law Book. Carried.

Notice of Motion

None.

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 of the Corporation of the Township of Melancthon at its meeting held on March 2, 2017 and it be given the required number of readings. Carried.

Adjournment and Date of Next Meeting

8:24 p.m. - Moved by Besley, Seconded by Hannon that we adjourn Council to meet again on Thursday, March 16, 2017 at 5:00 p.m. or at the call of the Mayor. Carried.

MAYOR

CLERK