

CORPORATION OF THE TOWNSHIP OF MELANCTHON

The Council of the Corporation of the Township of Melancthon held a meeting on the 18th day of July, 2019 at 5:00 p.m. in the Council Chambers. Mayor D. White, Deputy Mayor D. Besley, Councillor W. Hannon, Councillor M. Mercer and Councillor D. Thwaites 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

Deputy Mayor Besley reminded everyone that the 54th Annual Honeywood Beef BBQ was taking place this Saturday, July 20th from 5:00 - 7:00 p.m. at the Honeywood Arena.

Additions

Councillor Thwaites - Update on Bretton Estates Onsite

Deletions

None.

Approval of Agenda

Moved by Thwaites, Seconded by Hannon 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 and indicated that declarations must now be submitted in writing.

Minutes

Moved by Mercer, Seconded by Besley that the minutes of the June 20, 2019 Council meeting be approved as amended. Carried.

Business Arising from Minutes

None.

Point of Privilege or Personal Privilege

Nothing for this item.

Public Question Period

A group of residents from Horning's Mills attended Council during this time to ask questions about some concerns on Mill Lane. The Mayor advised that Council would be going into Closed Session to get an update from Staff, but could not comment at this time.

Public Works

Craig Micks, Public Works Superintendent was in attendance for this portion of the meeting.

1. Email from Dan Marshall advising of the Eager Beaver 100 Bicycle Ride/Race Route on August 10, 2019

Council had no issues with this and Staff to advise Mr. Marshall about the closure of the structure on 5 Sideroad as he will have to make alternate plans for the 2020 ride/race.

2. Accounts

Craig presented the accounts in the amount of \$390,544.59. Moved by Thwaites, Seconded by Hannon that the public works accounts, presented by the Public Works Superintendent, be received. Carried.

3. Recommendations from the Roads Sub-Committee meeting held on July 17, 2019

Deputy Mayor Besley who is Chair of the Roads Sub-Committee spoke to the recommendation. During the meeting on July 17th, correspondence was received from RJ Burnside and Associates and reviewed regarding their recommendation of the award of the tender for Structure 2003. When the tenders closed on June 11, 2019, only one was received. A representative from RJ Burnside and Associates was present and opened the tender publicly and reviewed it, and noted that it was outside of the Township's budget for the project. The Engineer proceeded to have discussions with the lone bidder on behalf of the Township to determine if the scope of the work for the project and the bid could be revised to fit within the Township's budget. Following those discussions, a revised bid submission was received and reviewed. There were several items removed from the scope of the work on the revised submission however the critical structural repair items remain in the contract as originally tendered. Based on Burnside's review of the revised bid, they recommend that the Township proceed with the rehabilitation of the structure and award the tender to Jarlian Construction in the amount of \$164,720.00 + 21,413.60 HST for a total price of \$186,133.60.

Moved by Thwaites, Seconded by Hannon that we accept the recommendation from RJ Burnside and Associates for structure 2003 Rehabilitation in the amount of \$164,720.00 + \$21,413.60 HST for a total of \$186,133.60 to be awarded to Jarlian Construction Inc. Carried.

4. Other

Discussion regarding the letter in the package under Correspondence Action from RJ Burnside and Associates regarding the Dickson Drain and it was asked if this could come to the Roads Sub-Committee for recommendation. The response from Staff was that it could go there, but if timing was an issue that it had to be dealt with and the Sub-Committee didn't have a meeting, this would be put on the Council Agenda for action.

Delegation/Public Meeting

5:30 p.m. - A public meeting had been called to consider a zoning by-law amendment on property located at 148 Main Street in Horning's Mills (John and Doreen Sipple). The purpose of the rezoning is to zone a recently reconfigured lot to accommodate a residential use. The amendment would rezone lands from the Development and Hamlet Residential Zone to a Hamlet Residential Exception (R1-9) Zone. The amendment is required as a condition of Provisional Consent Application B8/19. No one notified of the public meeting was in attendance. The Clerk advised that only one written submission had been received and that was from Enbridge Gas who had no objection to the application. Chris Jones, Township Planning Consultant spoke to the zoning by-law amendment. No one from the gallery or from Council had any concerns on the application.

Moved by Besley, Seconded by Mercer that leave be given to introduce a By-law to amend Zoning By-law 12-1979 as amended for lands legally described as Lots 15 & 16, Plan 34A and located in Part of Lot 14, Concession 2 OS and it be hereby read a first and second time. (Sipple). Carried. By-law numbered 32-2019 and read a first and second time.

Planning

Chris Jones, Township Planning Consultant was in attendance for this portion of the meeting.

1. Applications to Permit

The following applications have been approved:

- Maria Oliveira/Eldar Sabljakovic (Applicant) - double sided billboard - Part Lots 295-298, Concession 1 NE
- Raymond Pidzamecky - residential deck - Lot 15, Plan 7M48
- Norman Martin/Cedarside Enterprises - add manure storage to existing barn - Lot 38, Concession 3 NE
- David Frey - agricultural storage - Lot 29, Concession 9 NE

2. Other - Nothing for this.

3. Unfinished Business - Tripp/Serbin Zoning By-law Amendment - Lot 20, Concession 4 NE

Chris spoke to the draft zoning by-law amendment in the agenda package. Mr. Tripp and Ms. Serbin are not favourable of a temporary use which is what he is recommending, so he is going to try and help them understand his position. He advised that they may make a Delegation to speak to Council at the August 15th meeting. A question was raised about section (2.1) in the draft amendment that states “the commercial sale of food or alcohol shall not be permitted”. Chris explained that it basically prohibits them from selling alcohol or food if someone were to walk in off the road as in a bar or restaurant.

Delegation - Cont.

5:45 p.m. - Stacey Daub, President and CEO, Headwaters Healthcare Centre and Jennifer Hamilton, Senior Communications & Stakeholder Engagement Partner attended Council. Ms. Daub provided an overview of the Headwaters Health Care Centre’s new three-year Strategic Plan and an update on Integrated Health in the Region. She advised that they received news today that the Hills of the Headwaters Collaborative, which is a local partnership of family doctors, health, social and municipal agencies, was selected to proceed with a full application as the next step in the Ontario Health Team application process. She shared the Media Release with Council.

Police Services Board

1. OPP Community Meeting - Discussion & Proposed Dates

Councillor Thwaites spoke to this item and advised that with the previous Community meetings, the Police Services Board took the lead. Items that could be addressed are as follows: the issues of cannabis, traffic, etc. The PSB would facilitate the meeting and there would be an Agenda and Public Question Period. Consensus was to go ahead.

2. FTE Officer shared with Mulmur Township - Information Update

Councillor Thwaites advised that the timeline to get this done and in place for next year is October and the Detachment Commander has to submit a business plan. The costs would be shared with Mulmur and once both Townships make the decision to go with a Full Time Equivalent (FTE) Officer, both are committed. The consensus of the Police Services Board is to move forward with discussions with Mulmur. The FTE would be focussed on traffic enforcement. Mono currently has a 3/4 FTE and there has been a significant increase in revenue. The Township needs to press the POA for information. Councillor Thwaites

suggested that he and the CAO meet with Councillor Ken Cufaro (Mulmur's PSB Rep) and Mulmur's CAO. Council direction was for Councillor Thwaites to proceed with discussions with Mulmur. Councillor Thwaites will follow up with an email to Councillor Cufaro.

3. Community Safety and Well-Being Plan - Information Update and Passage of Motion to have County of Dufferin Coordinate the Development of the Plan

The email from Dufferin County CAO Sonya Pritchard was reviewed.

Moved by Thwaites, Seconded by Hannon WHEREAS, the Provincial Government has enacted legislation through the Comprehensive Police Services Act which requires municipal governments to adopt community safety and well-being (CSWB) plans by January 2021; AND WHEREAS, the Dufferin Situation Table was created in April 2016 to ensure significant cooperation and collaboration between police services, health services, human services, and community support agencies to facilitate harm reduction by connecting those identified in a situation of acutely elevated risk to the most appropriate services in order to avert a crisis; AND WHEREAS, the County of Dufferin, as a founding member of the situation table with strong relationships with the community stakeholders, is in a good position to formalize and document this work which is the basis of the community safety and well being plan; NOW THEREFORE BE IT RESOLVED, that the Township of Melancthon requests Dufferin County to play a lead role in coordinating the development of the Community Safety and Well Being Plan(s). Carried.

4. Other

Nothing for this.

County Council Update

Mayor White provided the update on the various items at the County Council meeting:

- Presentation of David C. Scott Award to Tom Reid, Dufferin County Chief Paramedic
- Presentation of the 2019 Bill Hill Memorial Scholarships
- Warden proclaimed August 30, 2019 as Overdose Awareness Day in Dufferin County
- Presentation from Stacey Daubs, President and CEO of Headwaters Health Care Centre
- County Operations and Shared Services Resources Review - Council approved Staff to engage a Consultant through an RFP process to complete the work
- SWIFT Update
- Creation of a Youth Advocacy Council

6:21 p.m. - Council took a break and reconvened at 6:30 p.m.

Moved by Besley, Seconded by Mercer that we adjourn Council to move into Committee of the Whole and reconvene as Council. Carried.

7:00 p.m. - Council reconvened as Council.

Delegation/Public Meeting - Cont.

7:00 p.m. - Nancy Neale, Watson and Associates attended Council. Mayor White noted that this is a Public Meeting held under Section 12 of the Development Charges Act, 1997, as amended. The purpose of the meeting is to give the public an opportunity to ask questions, provide comments, and make representations on the development charges background study and proposed by-law. Ms. Neale spoke to the Development Charges Study, methodology used to determine the charge, growth forecast summary, services included in the DC calculation, the rate comparisons, proposed rates and exemptions included in the

proposed by-law. Concerns were raised and questions asked about the requirement for a development charge, as the Township is not able to use the monies in the reserve funds unless it is growth related and then only a percentage of the monies can be used. She indicated that it is not mandatory for a municipality to have a development charge, but any capital related expenditures would be borne by the taxpayer. Discussion ensued about a definition for cannabis, as a lot of other municipalities are putting this in their DC's By-laws. It was advised that we want to address this in the By-law and she will prepare some definitions for the By-law. Discussion ensued about public works infrastructure that had not been included in the background study (a public member's concern because of the reduction in the transportation component of the development charge) and it was advised that the Township is working on a Road Management Plan which will help Staff/Council going forward with what roads and bridges/culverts need to be done. These can be added later and, if they are, another public meeting would be required. The draft By-law will be on the Agenda for passage at the August 15th Council meeting.

8:40 p.m. - Council took a break and reconvened at 8:50 p.m.

Correspondence

***Board & Committee Minutes**

1. Grand River Conservation Authority General Membership Meeting - June 28, 2019
2. Horning's Mills Park Board - May 25, 2019
3. Shelburne Public Library - May 21, 2019
4. Township of Melancthon Police Services Board - February 20, 2019

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

*** Items for Information Purposes**

1. Township of Warwick Resolution Regarding Enforcement for Safety on Family Farms
2. Letter from George Watson, Chair - Nottawasaga Valley Conservation Authority regarding a request he resign as Chair
3. Email from Olga Polnitsky regarding fireworks and noise in Bretton Estates
4. Letter from Mrs. Sutter and the Avengers class at Centennial Hylands Elementary School regarding a sidewalk along County Road 11
5. Report from Sonya Pritchard regarding an update on the Strategic Plan process and to recommend Strategic Priority Areas for 2019-2022
6. NVCA Board Meeting Highlights June 28, 2019
7. Town of Shelburne Notice of Passing of Zoning By-law - 221 Owen Sound Street
8. Email from Jeremy Bullock regarding County-wide Business Retention and Expansion initiative for the Agricultural and Food sectors
9. Town of Shelburne Application for Zoning By-law Amendment & Site Plan Approval Circulation - 104 Robert Street

Moved by Thwaites, Seconded by Hannon that Correspondence Items 1-9, for information purposes, be received as information except #2, # 3, # 1 and #8. Carried.

1 - Moved by Hannon, Seconded by Besley that the Twp. of Melancthon supports the motion of Warwick Township Council regarding Enforcement for Safety on Family Farms dated June 17, 2019. Carried.

2 - Councillor Mercer provided an update to Council, on the information that she could provide (as some of it was in Closed Session) and a lengthy discussion ensued. Council decided that they will not be making any decision on the matter until further information is received and both sides can be heard. Staff to get clarification from the Township Solicitor as to whether or not Council can move into Closed Session meeting at the next Council meeting to obtain further information from Councillor Mercer on what was

discussed in the Closed Session meeting at the NVCA.

3 - Staff were directed to respond to Ms. Polnitsky and advise that Council will not be taking any action on this matter as it does not contravene the noise by-law.

8 - Staff were directed to notify the County that Mayor White is interested in this initiative on behalf of the Township.

4 - This item was not pulled from the items for discussion but Staff were directed to send this to the County of Dufferin

*** Items for Council Action**

Mayor White declared an interest on the next matter as he resides in the drainage watershed area of this drain and left the Council Chambers. Deputy Mayor Besley assumed the role of the Chair.

1. Letter from Tom Pridham, Drainage Engineer, RJ Burnside regarding the Dickson Drainage Works cleanout - additional work recommended

Moved by Besley, Seconded by Mercer that we direct the Drainage Superintendent to proceed with the additional levelling work on the Dickson Drainage Works as outlined in his letter of July 10, 2019. Carried.

Mayor White returned to the Council Chambers.

General Business

1. Notice of Intent to Pass By-laws

1. By-law to Amend By-law 68-2018 (By-law to appoint a Board of Management for the Horning's Mills Park for the term of Council, ending on November 14, 2022)

Moved by Thwaites, Seconded by Hannon that leave be given to introduce a By-law to amend By-law No. 68-2018 (By-law to appoint a Board of Management for the Horning's Mills Park) and it be hereby read a first and second time. Carried. By-law numbered 33-2019 and read a first and second time.

2. By-law to authorize the Township of Melancthon to appoint a Fire Chief for the Mulmur Melancthon Fire Department

Moved by Thwaites, Seconded by Hannon that leave be given to introduce a By-law to authorize the Township of Melancthon to appoint a Fire Chief for the Mulmur Melancthon Fire Department and it be hereby read a first and second time. Carried. By-law numbered 34-2019 and read a first and second time.

2. New/Other Business/Addition(s)

1. Township of Melancthon 2019 Fall/Winter Newsletter

There were some further changes to the Newsletter under Heritage Committee and Staff were asked to add information about the new Property Standards By-law and information about the various Recreation Centres that the Township supports.

2. Feral Cat Rescue - Request from Sharon Morden for Council to have a Site Visit to see the progress of the Rescue Shelter

The onsite will be held Thursday, August 15, 2019 at 4:00 p.m. at the Facility on the 3rd Line.

3. Mulmur and Melancthon - Recreation Efficiencies RFP - Update

The CAO advised that she had received a draft RFP from the Township of Mulmur but before they go any further, she was looking for confirmation from Council that Melancthon was only wanting to look at efficiencies relating to the NDCC facility. Council advised that yes, the motion passed was only intended to study the NDCC and no other facilities in Melancthon or Mulmur.

Addition - Update on Bretton Estates

Councillor Thwaites requested an update on the Bretton Estates issue regarding Ray Pidzamecky's lot. Mayor White advised that an onsite was conducted on June 28th with Gord Feniak, RJ Burnside and Associates; Deputy Mayor Besley; CAO Denise Holmes; Ray Pidzamecky and himself. They had discussed the option of placing an 18" (or larger) pipe in the swale for drainage and that is how it was left as everyone agreed it was a great idea. A few days later an email was received from the Engineer, after he had some thought about it, and he didn't agree with the solution as it could put the Township at liability and suggested that the deposit just be returned to Mr. Pidzamecky and he can pursue the piped solution if he wishes. It was suggested that another meeting be held with Mr. Feniak, Mayor White, Deputy Mayor Besley and CAO Denise Holmes to get this matter resolved once and for all.

3. Accounts

The accounts were presented in the amount of \$930,716.42. Moved by Mercer, Seconded by Besley that the general accounts, presented by the CAO/Clerk, be received. Carried.

4. Unfinished Business

1. Correspondence Item # 6 from June 20, 2019 meeting - Town of Mono letter regarding Highway Traffic Act Set Fines including a Resolution passed on May 14, 2019

Defer to next meeting - Councillor Mercer has motion prepared as a Notice of Motion.

Closed Session

10:05 p.m. - Moved by Thwaites, Seconded by Hannon that Council move into a Closed Session Meeting pursuant to Section 239 of the Municipal Act, 2001, as amended for the following reason(s): personal matters about an identifiable individual, including municipal or local board employees - Public Works General Labourer Position and update on By-law complaint in Horning's Mills and a proposed or pending acquisition or disposition of land by the municipality or local board – request to purchase a portion of unopened road allowance in Horning's Mills. Carried.

10:15 p.m. - Moved by Thwaites, Seconded by Hannon that we rise from Closed Session with report. Carried. The Report being the directives in closed session.

Third Reading of By-laws

Moved by Thwaites, Seconded by Hannon that By-laws 32-2019, 33-2019 & 34-2019 now be read a third time, signed by the Mayor and Clerk, sealed and engrossed in the By-law Book. Carried.

Notice of Motion

Councillor Mercer motion regarding Correspondence Item # 6 from June 20, 2019 meeting - *Town of Mono letter regarding Highway Traffic Act Set Fines including a Resolution passed on May 14, 2019.*

Confirmation By-law

Moved by Hannon, Seconded by Thwaites 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 meetings held on July 18, 2019 at it be given the required number of readings. Carried. By-law numbered 35-2019.

Adjournment and Date of Next Meeting

10:21 p.m. - Moved by Besley, Seconded by Mercer that we adjourn Council to meet again on Thursday, August 15, 2019 at 5:00 p.m. or at the call of the Mayor. Carried.

MAYOR

CLERK