

**CORPORATION OF THE TOWNSHIP OF MELANCTHON  
COMMITTEE OF THE WHOLE**

A Committee of the Whole meeting of the Council of the Corporation of the Township of Melancthon was held on Thursday, July 18, 2019 at 6:30 p.m. in the Council Chambers. Mayor D. White, Deputy Mayor D. Besley, Councillors W. Hannon, M. Mercer and D. Thwaites were present. Denise Holmes, CAO/Clerk and Wendy Atkinson, Treasurer/Deputy Clerk were also present. Deputy Mayor Besley presided as Chair and called the meeting to order.

**Approval of the Agenda**

Moved by Thwaites, Seconded by Hannon that the Agenda be approved as circulated. Carried.

**Minutes**

Moved by Thwaites, Seconded by Hannon that the minutes of the Committee of the Whole meeting held on June 6, 2019 be approved as circulated. Carried.

**Business Arising from the Minutes**

None.

**General Business**

**Review of By-law No. 43-2015 - By-law to Permit Off Road Vehicles on Municipal Land & Bill 107 (received Royal Assent on June 6, 2019) - Councillor Thwaites**

Discussion ensued on the By-law to Permit Off Road Vehicles on Municipal Roads with regards to Bill 107. Staff advised that if there were going to be changes to the By-law, that the Dufferin & Grey ATV Club, Anglers and Hunters Club, Farmers (DFA), as well as Public consultation was required. The original By-law was put in place at the request of the ATV club and part of the ATV trail goes through Melancthon. It was decided that for the next COW meeting, those Council members who had concerns with the By-law were to put them in writing. If there are no concerns, this matter will be removed from future agendas.

**Unfinished Business**

**Review of Salvage By-law 36-2011 - Preliminary Discussion**

A draft of the new Salvage By-law was provided to the Solicitor for comments and he reviewed the draft and made several changes to it. Questions/concerns included:

1. Why he recommends inserting a definition of "salvage" when the essence is already in the definition of Salvage Yard and in fact arguably more restrictive
2. Why he recommends deleting as part of the definition of Salvage Yard, the last phrase of our draft, i.e. that references processing and recycling and matters ancillary. By deleting the words he limits the definition to the collection of certain items.
3. Why he recommends inserting proposed s 19.1. The provision is contrary to what the Township wants, i.e. 19.2 and 19.3. It is unnecessary to have 19.1 which is already in s. 61 of the Provincial Offences Act and what we want is to provide for a fine that may well exceed the \$5,000 provided for in the POA. The draft insert creates ambiguity and conflict between 19.1 and 19.2/19.3.

Staff were directed to forward these questions to the Solicitor for answers and defer the matter to the next meeting.

Review of the Horning's Mills Community Hall By-law 16-2013 – Review, Discussion and Direction regarding the Agreement between the Women's Institute Horning's Mills and Township of Melancthon

Staff forwarded the Agreements to the Solicitor and asked if the clauses laid out in the Agreement were legally binding or not. The Solicitor provided his response but further clarification was required as to whether or not these clauses were legally binding down the road – for example, if there is a problem 30 years from now, the Township doesn't want to run into problems that could be dealt with now. Questions were raised about perpetuities in relation to the Miles property and with regards to the Woman's Institute and the fact that the Agreement was signed by Trustees who are no longer here and because there is no default, does it go to the Provincial Woman's Institute or who. Concerns were raised about the financial capital and what we are investing in and if the Hall is returned to the Woman's Institute, do we get that capital back. It was advised that we don't expect to recoup anything, as this is an element of good will with the Township contributing to capital expenses.

It was noted that Board members will be in attendance at the August 15<sup>th</sup> meeting to discuss to discuss the creation of a new By-law, vision for the Board and development of a Terms of Reference. There will also be a discussion regarding the development of the parking lot beside the Hall – former Presbyterian Church property owned by the Township.)

**Adjournment**

7:00 p.m. - Moved by White, Seconded by Besley that we adjourn Committee of the Whole to meet again on Thursday, August 15, 2019 at 6:30 p.m. or at the call of the Chair. Carried.

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CHAIR

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CLERK