

CORPORATION OF THE TOWNSHIP OF MELANCTHON

The Council of the Corporation of the Township of Melancthon held a meeting on the 19th day of September, 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

None.

Additions

None.

Deletions

None.

Approval of Agenda

Moved by Mercer, Seconded by Besley that the agenda be approved as circulated. 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 Hannon, Seconded by Thwaites that the minutes of the Council meeting held on September 5, 2019 be approved as circulated. Carried.

Business Arising from Minutes

None.

Point of Privilege or Personal Privilege

None.

Public Question Period

A question was asked about the Planner's Report on Cannabis Operations and is there going to be setbacks for growing cannabis from lot lines or is it just buildings? Will be answered during Planning.

Public Works

1. Estimate from RJ Burnside and Associates regarding core samples for the Riverview Bridge (CAO/Clerk will provide at the meeting)

Deputy Mayor Besley, who is Chair of the Roads Sub-Committee, provided the background information on why the Roads Sub-Committee requested the quote from RJ Burnside and Associates. Discussion ensued and it was decided that the money would come from the

efficiency grant received from the Province in March of this year. Staff were asked to create a ledger to track the money being spent from this grant. Moved by Thwaites, Seconded by Hannon that we accept the quote in the amount of \$8,095.00 + HST from Bridge Check Canada (BCC) to complete a Detailed Deck Condition Survey on Bridge 13 (Riverview) to be paid for from the “Efficiency Grant”. The scope of the work would include core samples to test the existing concrete to determine if it is suitable to be rehabilitated. The quote will also include BCC sounding out and mapping the rest of the bridge to identify areas requiring repair. The Report to be submitted to the Township no later than October 31, 2019. Carried.

2. Other

The CAO advised that the Draft Road Management Plan was received late this afternoon and she and the Public Works Superintendent will review it and then a Special Roads Sub-Committee meeting will be called to present the Report. It was also asked to check with Burnside’s on the Bridge Report 2019, to review at the same special meeting.

Planning

Chris Jones, Township Planning Consultant was in attendance.

1. Applications to Permit

Chris has signed off on the following permit:

- John McDonald/Fred McDonald - single family dwelling - Part of Lot 9, Concession 4 NE

Chris advised that the permit for Brian French, Lennox Farms for a seasonal work camp on the East Part of Lot 23, Concession 2 OS would require a zoning by-law amendment before it could be approved.

2. Draft Cannabis Facility Definition and Regulation - September 12, 2019

Chris spoke to the draft cannabis definition and regulation and advised that the other definition will be removed from the Zoning By-law and replaced by the three definitions. These definitions are also contained in the definitions in the Development Charges By-law. The definition provides a catchall – it could be one of them or all of them and there would be no additional defined use for a production facility. Chris wanted to draw Council’s attention to the Cannabis facilities definition and that it is for outdoor crops and this facility is accessory to the outdoor crop. He did advise that the setbacks under that definition are for buildings but that Chris would be open for a discussion for setbacks of crops (referring to the question during Public Question Period). Questions from Council included wanting to know where the setbacks came from and were the setbacks borrowed from regulations presented at the last meeting. A member also inquired if Hemp would fall under this regulation and Chris answered that it would. Chris asked Council about the Statutory Public meeting and whether it should be done as a Council meeting or a separate meeting and Council wanted to do it as part of a Council meeting. Staff will get this set up.

3. Other

Chris reported that the “A Place to Grow” section on the website regarding the Agricultural System Mapping is now on the Township’s website under Planning. Staff will also be sending the information out via the Township’s mailing list.

Police Services Board

1. Recommendation from Township of Melancthon Police Services Board - Highway Traffic Act

Councillor Thwaites spoke to the draft motion and provided the background information on it. He has looked at the number of statistics and the increases in Melancthon and the percentage of traffic over the last few years, which has dramatically increased. He commented that there is \$15 million in outstanding fines. Discussion ensued on traffic calming, photo radar, creating new models in transportation (i.e. via rail) due to growth and different enforcement models (Nottawasaga Detachment Model), as well as the lack of police presence in Melancthon Township. There were a couple of words needing changed in the Draft motion, so Staff will correct those during a break and the motion will be passed later in the meeting.

2. AMCTO - Government Proposing Regulatory Framework for Speed Enforcement (Photo Radar)

Dealt with above.

Adjourn for Committee of Adjustment

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

7:39 p.m. - Council reconvened.

County Council Update

Mayor White updated Council on the County Council meeting and advised that this was the first meeting in its new location – Town of Orangeville Council Chambers.

AMO Conference Update

Both Mayor White and Councillor Mercer updated Council on the different workshops they attended, networking opportunities and Keynote Speakers they listened to during the AMO Conference held August 18-21, 2019.

Correspondence

***Board & Committee Minutes**

1. Upper Grand Watershed Committee Meeting - May 23, 2019
2. NDCC - August 8, 2019
3. Shelburne & District Fire Board - June 4, 2019
4. Shelburne & District Fire Board - July 2, 2019
5. Township of Melancthon Police Services Board - June 26, 2019

Moved by Thwaites, Seconded by Hannon that the Board and Committee Minutes correspondence items 1-5 be received as information. Carried.

*** Items for Information Purposes**

1. GRCA - Summary of the General Membership Meeting - August 23, 2019
2. Resolution from the Township of McKellar - Municipal Amalgamation
3. Letter from Ministry of Municipal Affairs and Housing regarding More Homes, More Choice Act, 2019
4. NDCC Appreciation letter to Mulmur Melancthon Fire Department
5. Dufferin County Council Meeting Change of Location

6. Email from Ontario News - Ontario Investing in Community, Culture and Recreational Projects
7. NVCA Board Highlights August 23, 2019
8. Town of Shelburne Planning - Request for Approval for Site Alteration Permit - 201 Wellington Street
9. Resolution from Town of Grand Valley supporting Town of Mono Letter regarding Municipal Amalgamations
10. Letter to Minister of Transportation, Honourable Caroline Mulroney from Laura Ryan, Town of Mono Mayor regarding MTO, Highway Traffic Act Set Fines
11. Email from Colin Smith, CIP, Account Manager, Frank Cowan Company regarding Joint and Several Liability and Insurance Consultations

Moved by Besley, Seconded by Mercer that correspondence items 1-11, for information purposes, be received as information, except item 6 for discussion. Carried.

Councillor Thwaites asked that this item be pulled. He advised that the CDRC is putting together an application for a new roof. It was suggested that NDCC should look into this grant funding and Deputy Mayor Besley advised he would be speaking with the Chair of the Board, who is aware of the grant application. It was suggested that a Special meeting be called of the NDCC as the next regularly scheduled one isn't until October 24th and deadline for grant application is November 12th. With regards to the Horning's Mills Hall, due to the timeline, there doesn't appear to be anything to validly submit for the Hall. There is a lot of extensive work involved in putting the grant application together for submission.

General Business

1. New/Other Business/Additions

2. Unfinished Business

1. WDGPH Letter to Municipalities re: Alcohol Policy (Correspondence Item 6 deferred from August 15, 2019 * September 5, 2019 Council meetings)

Defer.

2. Email from Jennifer Willoughby regarding By-law Enforcement Services (Information Item 1 – deferred from August 15, 2019 Council Meeting)

Staff were directed to start the ground work of finding a replacement By-law Enforcement Officer.

Closed Session & Delegations

7:05 p.m. - Moved by Hannon, Seconded by Thwaites that Council move into a Closed Session Meeting pursuant to Section 239 of the Municipal Act, 2001, as amended for the following reason: personal matters about an identifiable individual, including municipal or local board employees - Tax Arrears Registration (See above Delegations) & Update from CAO/Clerk regarding the letters that were sent to Property Owners under the Property Standards By-law. Carried.

8:05 p.m. - Moved by Thwaites, Seconded by Hannon that we rise from Closed Session with report. Carried. The Report being the directives given to Staff in the meeting.

Other - Motion from Police Services Board

Moved by Thwaites, Seconded by Hannon that WHEREAS there has been a persistent and even apparent increase in the challenge created by persons operating motor vehicles while

distracted, while driving at rates of speed well in excess of posted speed limits and in other manners of aggressive driving on roads in the Province of Ontario, and specifically within the County of Dufferin, including the Township of Melancthon; AND WHEREAS the traffic data posted by the Ministry of Transportation (Ontario) for the period of 1988-2016 for Provincial Highway 10 as it crosses the Township of Melancthon into south Grey County indicates that the Annual Average Daily Traffic has increased by fifty percent and the Summer Average Daily Traffic has increased by over fifty-seven per cent; AND WHEREAS the traffic data posted by the County of Dufferin for the period of 2004-2017 for County Roads 17 and 124 within the Township of Melancthon indicates significant traffic flow; AND WHEREAS the data collected by the Township of Melancthon over the years 2015-19 on its Township road system indicates that drivers are operating motor vehicles at rates far in excess of posted speed limits; AND WHEREAS there have been a number of fatal and serious personal injury accidents in the County of Dufferin and specifically within the Township of Melancthon, each accident within the Township in 2019 having indicia of driver fault attributable to one or more of distracted, speed, aggressive and impaired driving; AND WHEREAS the driving behavior of such drivers results in costs incurred by society both financial and otherwise, including without limitation, loss of life, pain and suffering, health care cost, the cost of first responders, insurance and in the administration of the legal system be it civil, criminal or provincial offences; AND WHEREAS municipalities are concerned as to the health and safety of their residents and the impact of speeders, careless, distracted and aggressive drivers; AND WHEREAS the Council of the Township of Melancthon shares in all of the concerns with other local municipalities and seeks to address the issues facing residents to otherwise address the impact of speeding, careless and aggressive driving and distracted drivers; AND WHEREAS there are various actions that may be undertaken to attempt to address the concerns including increasing of fines levied, the imposition of driver licence suspensions and incarceration pursuant to the Highway Traffic Act and Provincial Offences Act and the assessment of insurance rates; AND WHEREAS local municipalities are very limited in the resources available to address and respond to the challenges and are facing increasing cost and limited resources in traffic enforcement resources;

NOW THEREFORE THE Council of the Township of Melancthon resolves and moves that:

- The Province of Ontario, be it through either or both the actions of the Minister of Transportation or the Chief Justice of Ontario, forthwith undertake a review of the penalties imposed by the Highway Traffic Act with a view to increasing the fines levied, such fine revenue being used by local municipalities to fund traffic calming and enforcement;
- The Province of Ontario include as part of the review of financial consequences to be imposed on offenders a surcharge to reflect the occurrence cost of first responders attending any incident;
- The Province of Ontario regulate motor vehicle insurance companies to require that surcharges be imposed on offenders for any driving offence and that likewise there be incentives (mandatory decreases in insurance levies on an annual basis) for those drivers not convicted of an offence;
- The Province of Ontario include in any continuing education for Justices of the Peace and Justices information related to the actual cost of enforcement, direct and indirect, for purposes of the Courts administration imposing the appropriate sentences;
- The Province of Ontario through its funding of the Ontario Provincial Police provide increased resources for traffic enforcement in recognition that the issues described above are not resolvable by local municipalities but are province-wide phenomena and challenges;
- The Province of Ontario review and implement photo radar on a much broader basis than is currently provided designed at the very least to capture high milers and stunt drivers as currently defined and that the cost for requisite systems be provided by and subsidized by the Province as the costing would form part of the revised fines and

- surcharges to be enacted and adopted by the Province;
- The Province of Ontario review, in consultation with the municipalities, various and other forms of traffic calming measures and traffic enforcement measures to address the challenges facing users of the provincial, county and local road systems within the Province. Carried.

Third Reading of By-laws (if required)

Not required.

Notice of Motion

None for this meeting.

Confirmation By-law

Moved by Besley, Seconded by Mercer 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 September 19, 2019 and it be given the required number of readings. Carried. By-law numbered and given the required readings.

Adjournment and Date of Next Meeting

8:07 p.m. - Moved by Besley, Seconded by Mercer that we adjourn Council to meet again on Thursday, October 3, 2019 at 5:00 p.m. or at the call of the Mayor. Carried.

MAYOR

CLERK