

CORPORATION OF THE TOWNSHIP OF MELANCTHON

The Council of the Corporation of the Township of Melancthon held a meeting on the 5th day of March, 2020 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

- Mayor White - email from James Webster regarding the Horning's Mills Community Hall

Deletions

None.

Approval of Agenda

Moved by Mercer, Seconded by Thwaites 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.

Councillor Thwaites will be declaring on two items on the Agenda. 1. 10.2 – spouse is the owner of dwelling with a secondary suite. 2. 10.4 - he is a neighbour to the subject lands.

Minutes

Moved by Besley, Seconded by Hannon that the minutes of the Council meeting held on February 20, 2020 be approved as amended. Carried.

Business Arising from Minutes

Councillor Thwaites - By-law Enforcement Officer Update - The CAO/Clerk advised that she has been speaking with the Clerk of the Town of Orangeville regarding By-law Enforcement Services.

Councillor Mercer - comment about the Economic Development Forum that Melancthon is proposing and she thinks it is a great idea but we need to make sure that we consider other groups needs and offer similar events and opportunities.

Point of Privilege or Personal Privilege

None.

Public Question Period

A comment was made about the OPA Public Meeting at the last Council meeting and the

optics of it. (Councillor Thwaites declared an interest as he is a neighbour of the subject lands and left the Council Chambers). There were further comments made about the merger of the properties, the fact that more property taxes are being collected on six lots than there will be on one large lot and that there was no reason given on the refusal of the application. It was advised that the matter is back on the Agenda today, as a reason for refusal is required when circulating the Notice of Refusal.

Councillor Thwaites returned to the Council Chambers.

Public Works

Craig Micks, Public Works Superintendent was in attendance.

1. Accounts

The accounts were presented in the amount of \$86,067.99. Moved by Mercer, Seconded by Thwaites that Council receive the public works accounts, as presented by the Public Works Superintendent. Carried.

2. Other

Discussion regarding the closure of the Third Line OS when the County closes County Road 124, as Staff had to close it from 4:00 p.m. on February 27th until March 1st due to the winter storm. Council advised that this would be a Staff decision to make.

1. Hydro One Invoice for damage caused to Hydro One Equipment - Staff put this matter on the Agenda to seek direction on payment for this invoice. Staff advised that there are monies sitting in an Insurance Reserve Fund. Moved by Thwaites, Seconded by Mercer that the Hydro One Invoice for damage caused to Hydro One Equipment for \$13,440.69 shall be paid from Insurance Reserves. Carried.

Strategic Plan

1. Effective Governance - 5.2 - Policy Enforcement

There was discussion on this matter and Council is taking steps to get another By-law Enforcement Officer for the Township. Staff are currently in discussions with the Town of Orangeville. This matter is also part of the County of Dufferin Service Delivery Review.

Climate Change Initiatives

Discussion ensued and Councillor Hannon commented that the roof on the public works building should be structured in phases and money used from the efficiency monies from the Province. The first phase would be to put on a roof (that could accommodate solar panels) and the second phase be the solar panels. Mayor White commented that he would be bringing forth a notice of motion at the end of the meeting in that regard. There were also comments about alternative fuel vehicles in the next 5-10 year plan and possibly the next tender could look at alternative fuel vehicles.

Police Services Board

Councillor Thwaites updated Council on the OPP Roundtable Governance Session that he attended on February 28th in Orillia and said it was a good discussion. The Ministry will be reviewing the feedback/input in the next 3-4 months and make a recommendation to the Solicitor General and he anticipates regulations will come in 2021.

Committee Reports

The following verbal reports were given:

Councillor Hannon - Shelburne Fire Board - March 3, 2020

Councillor Mercer advised that the NVCA meeting was cancelled on February 28th

Mayor White - OGRA Conference - February 24th - 26th

Delegations

9:45 a.m. - Joanne Jordan, Family Transition Place attended the meeting and highlighted the goals of the Rural Response Program with Council.

10:00 a.m. - A Public Meeting had been called to consider a Proposed Zoning By-law Amendment on East Parts of Lots 29 & 30, Concession 2 OS (Nesbitt). The purpose of the public meeting is to zone lands from the Institutional Zone to the Rural Residential Zone. The proposed amendment would permit an existing place of worship to be converted for use as a dwelling unit. The zone exception will recognize the existing lot area and setbacks of the existing building. The applicant was not in attendance. Chris Jones, Township Planning Consultant spoke to his Report. The Clerk advised of the written comments received from WSP (County Planning), Dufferin County Building and By-law, Enbridge Gas and comments from Dufferin County Public Works. Comments from the gallery pertained to parking and location of the building in relation to the road.

Moved by White, Seconded by Besley that leave be given to introduce a By-law to amend Zoning By-law 12-1979 as amended, for lands legally described as Part 1, Plan 7R-3372, located in the East Part of Lots 29 & 30, Concession 2 OS and it be given a first and second reading and numbered 17-2020. (Nesbitt) Carried.

10:17 a.m. - Council took a break and reconvened at 10:30 a.m.

Planning

Chris Jones, Township Planning Consultant was in attendance.

1. Applications to Permit

None.

2. Planning Report & Draft By-law - Secondary Suites

Councillor Thwaites declared an interest in this matter as his spouse is the owner of a dwelling with a secondary suite and left the Council Chambers.

Chris spoke to the Draft By-law in the Agenda Package. The Provincial Policy Statement allows and accommodates secondary suites. The Township's Official Plan authorizes and acknowledges, but as a right, needs a zoning by-law amendment. The draft By-law is consistent with Provincial regulations. He advised that the people that have obtained legal permissions for secondary suites (through the zoning by-law amendment process) are in effect and have not changed and will continue. For the people who did not obtain permission, the Township will have to establish a change of use process and checklist and those owners will have to submit plans to the Township to confirm compliance with the By-law. If they meet requirements, it will allow them to go to the building department, if not, they will have to make it right, so that they comply. By doing so, this process will ensure that the owners take responsibility for something installed that was not in compliance with the Township's zoning by-law. Council did not have any comments to make on the draft By-law and directed Staff to set up the Statutory Public Meeting for April.

3. Other

4. Unfinished Business

Councillor Thwaites declared an interest (earlier in the meeting) on the next matter as he is a neighbour to the subject lands. He was not in the Council Chambers for this matter.

1. OPA - 2577791 Ontario Inc. - West Part of Lots 7 & 8, Concession 2 OS - Notice of Refusal

Chris advised that Staff requires a written explanation of the refusal for the Official Plan Amendment. Both Deputy Mayor Besley and Councillor Mercer spoke to their reasons for voting against the motion. The explanation on the Notice of Refusal to read that it is the Township's commitment to protect farmland above residential development and to make reference to the insufficient information in the Agricultural Assessment study and Environmental Assessment study.

Councillor Thwaites returned to the Council Chambers.

Delegation - Cont.

11:00 a.m. - Jeff Wilker, Thompson and Rogers - Regarding the LPAT Appeal.

Moved by Thwaites, Seconded by Mercer that Council move into a Closed Session Meeting pursuant to Section 239 of the Municipal Act, 2001, as amended for the following reason: the receiving of advice that is subject to Solicitor/Client privilege, including communications necessary for that purpose - LPAT Appeal. Carried.

12:24 p.m. - Moved by White, Seconded by Besley that we rise from Closed Session with report. Carried.

Moved by Thwaites, Seconded by Mercer that we retain Thomson Rogers to act on the Township's behalf of the LPAT Appeal. Carried.

Council adjourned for lunch and reconvened at 1:00 p.m.

Correspondence

*Board & Committee Minutes

1. NDCC Board of Management Special Meeting - January 21, 2020
2. NDCC Board of Management - January 14, 2020
3. Township of Melancthon Roads Sub-Committee - January 15, 2020
4. Shelburne Public Library - Tuesday December 17, 2019

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

* Items for Information Purposes

1. Letter from Kyle Seebach, MP regarding Shelburne Town Hall Meeting on January 24, 2020
2. Dufferin County Forest Annual Report 2019 and Annual Work Schedule 2020
3. Letter from 2690044 Ontario Inc serving as written notice of intent to submit an application to become a holder of Standard Cultivation (Outdoor) Licence under Health Canada's Cannabis Regulations
4. Letter from Wayne Nicholson regarding the County of Dufferin Official Plan Amendment

5. Dufferin County Council in Brief - February 13, 2020
6. Statement of the Treasurer of Remuneration and Expenses Paid as Required By Section 284 (1) of The Municipal Act, 2001 for the Year 2019
7. Email from Anna Dankewich regarding Simcoe County Initiated Official Plan Amendment - Age-Friendly Policies
8. Semi-Annual Groundwater Monitoring and Sampling Report 2019
9. Letter from Douglas Browne, Chief of Emergency Management, Compliance for 2019
10. Notice of Decision from Town of Shelburne - 612 Owen Sound Street
11. Georgian Triangle Development Institute congratulates Councillor McLeod on recent appointment to Vice Chair of the NVCA
12. Letter from EH!tel Networks Inc regarding loss for Broadband Internet
13. Report from Pam Hillock, Clerk/Director of Corporate Services regarding Stop Bus Stop-Arm Enforcement

Moved by Thwaites, Seconded by Mercer that Correspondence Items 1-13, for information purposes, be received as information except for items 3, 4 and 12 for discussion. Carried.

3 - Staff are seeking clarification on the item in the letter regarding the selling of cannabis.

4 - Staff were directed to forward the comments to the County of Dufferin for the OP Public Meeting on March 12, 2020.

12 - There was discussion about the correspondence and Mayor White advised that the Western Warden's Caucus will be bringing this up as part of the SWIFT Program.

*** Items for Council Action**

1. Notification for Maintenance and Repair for the Henderson Drain from Ken and Sandra Holmes

Moved by Hannon, Seconded by Besley that we accept the notification for the maintenance and repair of the Henderson Drain under Section 79 of the Drainage Act, 1990, signed by Ken and Sandra Holmes, owner of Lot 21, Concession 5 SW and Lot 21, Concession 6 SW. We direct Tom Pridham, P.Eng., Drainage Superintendent to investigate and report back to Council on his findings and recommendations. Carried.

2. Report from Roseann Knechtel, Treasury & Taxation Clerk regarding Dispatch Services: Mulmur-Melancthon Fire Department

There was discussion on the Report and Council took no action on it. The Mulmur Melancthon Fire Board Reps will speak to this at the next meeting.

General Business

1. Accounts

Wendy Atkinson, Treasurer, presented the accounts in the amount of \$122,774.65. Moved by Thwaites, Seconded by Mercer that Council receive the general accounts, as presented by the Treasurer. Carried.

2. New/Other Business/Additions

1. Fire By-law 12-2012, 39-2012 & Fire Permits (Councillor Thwaites)

There was discussion on fire permits and whether or not there is a real reason to have them. There were comments that it holds the person more accountable by purchasing a permit and the permit holder gets the necessary information on how it works when they

apply for one. The consensus of Council was that the fire permits will stay in place but the By-law be amended to make it more effective.

With regards to the Fire By-law, it was mentioned that Mulmur Township has a different By-law for fees than Melancthon and the issue of fire call cost recovery, which led to a discussion on Fire Marque. The Mulmur-Melancthon Board Reps will discuss this at the next fire board meeting on March 17th. Also, it was suggested about having a Joint Meeting with Mulmur and Melancthon Councils. There will be further discussion on this matter when the Fire Board Reps report back from that meeting.

2. Motion from Dave Besley in support of the intent of Bill 156

Moved by Besley, Seconded by Thwaites that **Whereas** the Provincial Government of Ontario is considering Bill 156, *Security from Trespass and Protecting Food Safety Act, 2019*; and **Whereas** Bill 156 is intended to protect farms, farm operations, and food safety and security by addressing unwanted trespassing; and **Whereas** Ontario farmers are increasingly under threat of unwanted trespassers who are illegally entering property, barns and buildings, and safety of drivers of motor vehicles transporting farm animals which threatens the health and safety of the farm, employees, livestock and crops; and **Whereas** additional protection for the agri-food industry to protect the security of the food chain, the farm owners, family and employees is the purpose of the *Security from Trespass and Protecting Food Safety Act, 2019*; and **Whereas** unwanted trespassing occurs on all types of farm operations, including grain farms, which has the potential to impact the safety and security of people and the food chain. **Now Therefore Be It Resolved That** the Council of the Township of Melancthon supports the intent of Bill 156 and requests that the Province of Ontario expand Bill 156 to identify and include protections against trespass for grain farm operations; and **That** a copy of this Motion be sent to the Honourable Doug Ford, Premier of Ontario, The Honourable Ernie Hardeman, Minister of Agriculture, Food and Rural Affairs, the Honourable Steve Clark, Minister of Municipal Affairs and Housing, Andrea Horwath, Leader of the New Democratic Party of Ontario, John Fraser, Interim Leader of the Liberal Party of Ontario, Mike Schreiner, Leader of the Green Party of Ontario, and Sylvia Jones, MPP Dufferin-Caledon. Carried.

3. Unfinished Business

1. Horning's Mills Community Hall - Community Meeting - Notice of Meeting and Set Agenda

There was discussion on the Community Meeting and how notice was to go out and what to say on the notice. The correspondence from James Webster that was added to the Agenda was also reviewed and discussed with Mr. Webster, who was in attendance. Mr. Webster has offered to serve as the Hall Manager again. The meeting is set for Monday, April 6, 2020 from 7:00 - 9:00 p.m. and will be held at the Municipal Office. There was further discussion about the ownership of the Hall. Debbie Fawcett was also in attendance and advised that she had visited the Township of Clearview and received a copy of the Memorandum of Understanding that the Township has with all of the Halls in the Township. She was asked if Clearview was in the same situation as Melancthon, where if any of its Halls ceased to be used for public use, does it revert back to the Women's Institute? The answer was no. A suggestion was put forth regarding a model where the Women's Institute takes back ownership of the Hall and forms its own Community Board and then there would be no need for a By-law to operate. Discussion ensued on the finances of the Hall and the following motion was introduced and passed:

Moved by Mercer, Seconded by White that the Horning's Mills Hall and Board continue operations with \$5,000.00 annual operating costs provided by the Township. Carried.

2. Melancthon Township Agricultural Roundtable Economic Forum - Update

Councillor Thwaites updated Council on the meeting between himself, Deputy Mayor Besley, CAO/Clerk Denise Holmes and Administrative Staff Member Donna Funston. The Agricultural Roundtable Forum has tentatively been scheduled for Wednesday, April 22, 2020 from 7:00 - 9:00 p.m. with invited agricultural representatives who will be personally invited by the Township. Karisa Downey, County of Dufferin Economic Development Officer, will facilitate the forum. There were concerns raised about this forum not being advertised to the public and Staff will inquire with the Ministry. The Forum will go ahead on April 22nd as proposed.

3. 2020 Draft Operating and Capital Budget

Wendy Atkinson, Treasurer presented her second draft of the 2020 Budget and reviewed her Report with Council. There were further changes made to the budget to try and reduce the increase. With regards to the speaker system, which was removed from the budget, Staff were directed to contact the County and find out what they did with theirs now that the meetings are being held in the Orangeville Council Chambers.

The following motions were put forth:

Moved by White, Seconded by Besley that \$15,000 from the Main Street Revitalization funds and \$15,000 from the municipal modernization fund be directed to the Horning's Mills Park funding. Carried.

Moved by White, Seconded by Besley that \$10,000 from the Main Street Revitalization funds and \$15,000 from the municipal modernization fund be directed to the Corbetton Park funding. Carried.

Moved by White, Seconded by Besley that \$20,000 from the municipal modernization fund be directed to electronic signage at the municipal office and an RFP be sought for digital informational signage with potential to link municipal campus, Village of Horning's Mills and Village of Corbetton with messaging, and the balance of funds required be drawn from DCs if available. Carried.

Moved by White, Seconded by Thwaites that \$7,500 from the Policing Development Charges and \$7,500 from municipal modernization fund be directed towards the purchase of additional solar charged automated speed warning signs. Carried.

Moved by White, Seconded by Thwaites that all dollar amounts in the capital budget (roads and administration campus) for specific projects be removed or redacted from all budget documents moving forward, and that all amounts for capital work be brought forward under section 239 of the Municipal Act Ontario into Closed Session and treated as noted in 239 (i) and/or section 239 (j) of the Act, in accordance with Bill 68 as "trade secret or scientific, technical, commercial or financial information that belongs to the municipality or local board, and has monetary value or potential monetary value". And further that, all specific amounts for capital projects budgeted, be released publicly upon the successful close of tenders for any specific project. Carried.

Closed Session

4:15 p.m. - Moved by Thwaites, Seconded by Mercer 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 - Horning's Mills Community Park Board of Management, Property Standards Complaint Horning's Mills - Update and Tax Arrears Property Registration/Tax Sale - Direction from Council on how to proceed. Carried.

4:45 p.m. - Moved by Thwaites, Seconded by Mercer that we rise from Closed Session with report. Carried. The report being the directives given in Closed Session.

Third Reading of By-laws

Moved by Besley, Seconded by Hannon that By-law 17-2020 now be read a third time, signed by the Mayor and Clerk, sealed and engrossed in the By-law Book. Carried.

Notice of Motion

Moved by White, that the Roads Sub Committee meetings be moved to be held within the Committee of the Whole except for "special meetings" which may require additional dates.

Moved by White, that Council seek costings for sidewalks or other appropriate walkways in the Village of Corbetton and that notice of the potential installation of sidewalks be communicated to the residents of the Village by direct mailing, with a request for comments.

Moved by White, that RFPs be sought for a renewable energy system (solar and/or small scale wind or other) suitable for, and of proper size to power the municipal campus at a minimum capacity of 110% of the current base load requirements, and further that, all lighting in the municipal campus be changed to energy efficient LED lighting as part of this proposal and further that, the proposed project to repair, replace or rebuild the main roads garage roof system, be carried out in conjunction with the renewable energy project to ensure compatibility between both projects and to eliminate under or overbuild, and that, funding be sought from the Federation of Municipalities, Green Municipal Fund.

Confirmation By-law

Moved by Thwaites, 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 March 5, 2020 and it be given the required numbers of readings and numbered 18-2020. Carried.

Adjournment and Date of Next Meeting

4:50 p.m. - Moved by Thwaites, Seconded by Mercer that we adjourn Council to meet again on Thursday, March 19, 2020 at 5:00 p.m. or at the call of the Mayor. Carried.

MAYOR

CLERK