

CORPORATION OF THE TOWNSHIP OF MELANCTHON

The Council of the Corporation of the Township of Melancthon held an electronic meeting on the 10th day of December, 2020 at 9:00 a.m. Mayor D. White, Deputy Mayor D. Besley, Councillor W. Hannon and Councillor M. Mercer (left meeting at 11:44 a.m.) 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

Mayor White reported that we may move into the red zone next Monday and the decision will be announced on Friday. This will mean some additional restrictions will be in place.

Additions

Wendy Atkinson, Treasurer - Information on the ICIP Grant Funding Program

Deletions

Delete items 13.3.6, 13.3.7, 13.3.8, 13.3.9, 13.3.10, 13.3.11, 13.3.13 - these motions are not required as these transactions were already incorporated into the 2020 Budget which was approved by By-law.

Approval of Agenda

Moved by Besley, Seconded by White 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.

Mayor White – declaring interest on Corbetton Zoning By-law Amendment, as he is in the circulation area.

Councillor Hannon - declaring interest on the Dufferin Wind Power Action Correspondence, as he has a lease with Dufferin Wind.

Minutes

Moved by Besley, Seconded by White that the minutes of the Council meeting held on November 19, 2020 be approved as circulated. Carried.

Business Arising from Minutes

None.

Point of Privilege or Personal Privilege

Councillor Mercer raised a Point of Order regarding the item of correspondence under Public Question Period and spoke to her Point of Order.

Public Question Period

1. Letter from Jeanne Jeanveau-Dawson and Donald Brian Dawson - Request to Council - 4 Questions for Public Question Period

Mayor White only dealt with Question 1, as the Procedural By-law only allows one question to be asked per meeting and directed Staff to contact them to advise that if they would like

the other ones answered, they will have to submit them at subsequent meetings.

2. Letter from Bill Neilson Regarding Compensation of Members

A verbal question was also asked about who would be chosen to do the Asset Management Plan that is due July, 2021.

Public Works

1. Accounts

Craig Micks, Public Works Superintendent, presented the accounts in the amount of \$157,820.60. Moved by Besley, Seconded by Mercer that Council receive the Public Works accounts as presented. Carried.

2. Other

Nothing for this.

Planning

Chris Jones, Township Planning Consultant was in attendance.

1. Applications to Permit

Chris advised that this application was approved.

2. Email from Amanda Flude, Advisor, Regional & Community Engagement, Independent Electricity System Operator - Dufferin County Electricity Planning

The CAO/Clerk advised that IESO is in the early stages of the second planning cycle and was meeting with municipalities regarding any future development in their municipalities, so that they can provide feedback on each application.

3. Other

Chris advised that the Accessory Dwelling Units zoning provisions would be dealt with at the January meeting.

Police Services Board

1. Email from Nicol Randall - Dufferin OPP Command Team

Correspondence

***Board & Committee Minutes**

1. Grand River Conservation Authority - November 27, 2020
2. Township of Melancthon Police Services Board - September 15, 2020

Moved by Mercer, Seconded by Hannon that the Board and Committee Minutes correspondence items 1 & 2 be received as information. Carried.

*** Items for Information Purposes**

1. Melancthon Council Meeting Schedule 2021
2. Howick Township Resolution Regarding Amending the Tile Drainage Installation Act and/or the regulations under the Act
3. Dufferin County Council Resolution Regarding the Rail Trail
4. CDRC Board of Management Resolution Regarding Ontario Junior Super League Ice Rental
5. Email from Janet Filipovich, Ministry of Municipal Affairs and Housing, Enforcement

- of Orders under the Reopening Ontario Act, 2020
6. Email from Caroline Mach, County Forest Manager, Public Works Department, County of Dufferin - Final Five-Year Forest Operating Plan Executive Summary (Full Plan is on file at the Clerk's Office)
 7. Howick Township Resolution Regarding Tile Drain Loan Interest Rate and Loan Limit
 8. Letter from NVCA Regarding Bill 229, Protect, Support and Recover from COVID-19 Act (Budget Measures), 2020 Changes Significantly Limit the Ability of Conservation Authorities
 9. Media Release from NVCA Regarding Proposed changes to Conservation Authorities Act and Planning Act put People, Property and Our Environment at Risk
 10. Letter from GRCA Response to Bill 229: Protect, Support and Recover from COVID-19 Act (Budget Measures)
 11. Letter from Darren White, Mayor, Township of Melancthon Regarding Schedule 6 of Bill 229 and Conservation Authorities
 12. Letter from Ministry of Infrastructure Regarding OCIF Revised Allocation Notice
 13. NVCA Opinion Letter Regarding Managing the Nottawasaga River to Appease All Takes Many Hands
 14. NVCA Board Meeting Highlights - November 27, 2020
 15. Email from Colin Wilson, CIP, Account Manager Frank Cowan Company Regarding Bill 218 Coronavirus (COVID-19)
 16. Township of Larder Lake Resolution In Support of City of Belleville's Resolution Requesting that the Province of Ontario Consider Providing Funding to Comply with The Accessibility for Ontarians with Disabilities Act
 17. Municipality of Marmora and Lake Resolution In Support of City of Belleville's Resolution Requesting that the Province of Ontario Consider Providing Funding to Comply with The Accessibility for Ontarians with Disabilities Act
 18. Letter from Ministry of Finance, Allan Doheny, Assistant Deputy Minister Regarding the Property Tax and Assessment Measures in the 2020 Ontario Budget
 19. Letter from Karren Wallace, Chair, NDACT Concerns About Minster Zoning Order Applications across Ontario
 20. Memorandum from Denise Holmes, CAO/Clerk, Regarding Ontario Electronic Stewardship Program Wind Up December 31, 2020
 21. Media Release NVCA - Changes to Conservation Authorities Act fall very short of addressing concerns

Moved by Besley, Seconded by Hannon that Correspondence Items 1-21, for information purposes, be received as information except Items 2, 7, 19. Carried.

Deputy Mayor Besley spoke to the items that he asked to be set aside. Items 2 & 17 will be brought back to the next meeting to support and Item 19 will be sent to the Planner for comment and Staff were directed to have Ms. Wallace come to Council as a Delegation to speak to the letter.

*** Items for Council Action**

1. Shelburne Public Library Approved 2021 Budget
2. Request for a Letter of Support for North Frontenac Telephone Company's (NFTC) Application for the Universal Broadband Fund to Bring High Speed Broadband to Melancthon
3. Email from Grant Horan, Strada Aggregates, Strada Donation for Community Development or Charity
4. Shelburne & District Fire Board Resolution to Adopt the 2021 Operating Budget

Items 1 & 3 to be forwarded to Treasurer and incorporated into the 2021 Budget.

Item 2 - Staff were directed to send the letter of support.

Item 4 - The places chosen to have the donations directed were: Dundalk Food Bank, Dufferin OPP Toy Drive and Dufferin Child and Family Service.

Delegations

Mayor White declared an interest on this matter at the beginning of the meeting and he was placed in the “waiting room” by Staff. Deputy Mayor Besley assumed the role of Chair for this portion of the meeting.

9:30 a.m. - A Public Meeting was called to consider a Proposed Zoning By-law Amendment to certain lots in the Settlement of Corbetton. The subject lands are currently zoned General Agricultural and the proposed amendment would rezone these to the Hamlet Residential R1 Zone in a manner that conforms with the Official Plan and is consistent with other residential lots in Corbetton. Chris Jones, Township Planner spoke to the draft Zoning By-law Amendment. Comments were received from WSP, County of Dufferin Planning and County of Dufferin Building. Two members of the Public spoke to the zoning by-law amendment – Nancy Hutchinson and Dan Dickhoff and had questions about the opening of the road. There were no comments or concerns from Council. The public meeting adjourned at 9:42 a.m.

Moved by Hannon, Seconded by Mercer that leave be given to introduce a By-law to amend By-law No. 12-1979, as amended, to appropriately zone certain lands in the Settlement of Corbetton and it be hereby read a first and second time and numbered 58-2020. Carried.

Mayor White was put back into the meeting.

*Items for Dufferin Wind Power

1. Notice from Dufferin Wind Power Inc. Counsel regarding the gravel that belongs to the Township currently situated on Robert Hiltz’s Property

Councillor Hannon declared an interest on this matter at the beginning of the meeting and he was placed in the “waiting room” by Staff. Discussion ensued and Council directed Staff to advise our Solicitor that they have no problem leaving the gravel on the property for Mr. Hiltz to use and to inquire about the process to do so.

Councillor Hannon was put back into the meeting.

General Business

1. Accounts

Wendy Atkinson, Treasurer presented the accounts in the amount of \$121,543.56. Moved by Hannon, Seconded by Besley that Council receive the General Accounts as presented. Carried.

2. Notice of Intent to Pass By-law

1. By-law to provide remuneration, allowances and expenses for Member of Council effective January 1, 2021

Moved by Besley, Seconded by Hannon that leave be given to introduce a By-law to provide remuneration, allowances and expenses for Members of Council effective January 1, 2021 and it be hereby read a first and second time and numbered 59-2020. Carried.

2. By-law to Authorize the Execution of An Agreement Between the Township of Southgate and the Township of Melancthon for Fire Protection Services

This item was deferred as the Agreement is being reviewed by the Southgate CAO and Staff recommended passing a motion to extend the current Fire Protection Agreement with Southgate until January 31st, 2021.

Moved by Hannon, Seconded by Mercer that the Agreement between the Township of Southgate and the Township of Melancthon made on February 17, 2016, for fire protection

services, be extended to January 31st, 2021. Carried.

3. By-law to Constitute and Appoint a Committee of Adjustment

Item deferred until a new Council member is in place.

4. By-law to Appoint Officials from January 1, 2021 to December 31, 2021

Moved by Besley, Seconded by Hannon that the term of the Municipal Officials be extended to February 18, 2021 to allow Council to fill the vacant position of Councillor, with the exception of the Mulmur Melancthon Fire Board and the Nottawasaga Valley Board. Carried.

Moved by Besley, Seconded by Mercer that we appoint Mayor Darren White to the Mulmur Melancthon Fire Board until December 31, 2021. Carried.

3. New/Other Business/Addition(s)

1. Committee of the Whole Recommendations regarding the Horning's Mills Community Hall

Moved by Hannon, Seconded by Mercer that Council accept the recommendation from Committee of the Whole and directs Staff to retain RJ Burnside and Associates to complete a Building Needs Assessment for the Horning's Mills Community Hall. The funds for the Building Needs Study to be transferred from the Municipal Modernization Funding from the Province of Ontario. Carried.

Staff were directed to advertise for applicants to form a new Horning's Mills Community Hall Committee. The Committee to consist of five Members at large, one of whom shall be a Horning's Mills Women's Institute Member.

During this time, Horning's Mills Resident Larry Taman spoke about the Hall, the proposed Committee and the proposed Terms of Reference.

Delegations - Cont.

Note - Mr. Antonius Peeters did not attend his Delegation scheduled for 10:00 a.m.

10:15 a.m. - Mike Swidersky and Al Cole attended Council regarding a Burning Contravention Invoice sent to Mr. Cole. Mr. Swidersky spoke to the invoice and the incident of June 9, 2020. He presented a Power Point Presentation on the matter. Discussion ensued and it was suggested that Council needs to take a look at and review the Fire Permit By-law. This matter was then referred to the Mulmur Melancthon Fire Board and Staff were directed to see if they could get this on the Agenda for the December 14th meeting.

11:00 a.m. - Moved by Besley, Seconded by Hannon that we adjourn Council to move into Committee of Adjustment and reconvene as Council. Carried.

11:29 a.m. - Council reconvened.

As Councillor Mercer had to leave the meeting at 11:50 a.m., Council moved some items on the Agenda, at Councillor Mercer's request, so that they could be dealt with before she had to leave. The Delegation of Jeff Wilker was moved to 11:45 a.m.

General Business - Unfinished Business 4.2 and 4.2.1

Township of Melancthon Motion Regarding NDCC, tabled from November 19, 2020 & NDCC Board of Management Motion for Townships of Mulmur and Melancthon to reach a consensus on moving forward for new NDCC Facility

Council accepted the Staff recommendation. Moved by Besley, Seconded by Hannon that Staff be directed to set up a Joint Council meeting with Mulmur Township to discuss the Recreation Efficiency Study and the County Service Delivery Review, after it has been received or approved by County Council. Carried.

Letter from Harve Lyon Regarding the Future of NDCC and Costing to Melancthon

No action taken on the letter of Mr. Lyon.

General Business - New/Other Business 3.3

Review NVCA Appointment - Councillor Mercer's Appointment expires December 31, 2020.

Moved by Besley, Seconded by Hannon that Councillor Margaret Mercer be appointed to the Nottawasaga Valley Conservation Authority Board for 2021. Carried.

Unfinished Business - Report from Denise Holmes - Council Vacancy Procedure and Option to Fill Vacant Seat - 4.1 and 4.1.1

Tabled Motion from the November 19, 2020 meeting.

Moved by Besley, Seconded by White that Council receives the Report of the CAO/Clerk regarding Council Vacancy Procedure dated November 13, 2020 as presented; And further that Council shall fill the vacant seat on Council by selecting Option No. _____.

Discussion ensued on this matter.

The tabled motion was put back on the floor with Option 1 selected. Mayor White called for the vote and two members were in favour and two opposed. Lost.

Moved by Mercer, Seconded by Hannon that Council receives the Report of the CAO/Clerk regarding Council Vacancy Procedure dated November 13, 2020 as presented; And further that Council shall fill the vacant seat on Council by selecting Option No. 2. Mayor White called for the vote and two members were in favour and two opposed. Lost.

The matter was deferred to January 14, 2021.

Council Vacancy Procedure to Fill the Vacancy by Appointment

No action taken.

11:44 a.m. Council took a break. Councillor Mercer leaves meeting.

11:50 a.m. - Council reconvened.

Jeff Wilker, Township Solicitor attended Council regarding Tripp/Serbin LPAT Appeal.

Moved by Besley, 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: the receiving of advice that is subject to Solicitor/Client privilege, including communications necessary for that purpose - Tripp/Serbin LPAT Appeal. Carried.

12:30 p.m. -Moved by Besley, Seconded by Hannon that we rise from Closed Session with Report. Carried. The Report being the directives given to Staff in Closed Session.

General Business - New/Other Business - Cont.

2. Letter from Ryan Post, Manager, Watershed Science, NVCA - Melancthon Risk Management Office Update Staff Recommendation -

Moved by Besley, Seconded by Hannon that we receive the Report as information. Carried.

4. Emergency Shelters – Verbal Update - Dufferin County Municipalities will not be opening Emergency Shelters this winter season due to COVID-19

Staff advised that the Red Cross would not be opening any emergency shelters this year for stranded motorists due to COVID-19. An Interim Response Plan has been issued by the Emergency Management Department at the County of Dufferin, which will be shared with Council.

5. The CAO/Clerk and Treasurer be authorized to pay all accounts to December 31, 2020

Moved by Hannon, Seconded by Besley that the CAO/Clerk and Treasurer be authorized to pay all accounts to December 31, 2020. Carried.

6. Deleted

7. Deleted

8. Deleted

9. Deleted

10. Deleted

11. Deleted

12. To transfer \$16,262.70 from the Insurance Reserve Fund Account - 2020 shortfall (roads - \$5,711.14, admin - \$10,551.56)

Moved by Besley, Seconded by Hannon that we transfer \$16,262.70 from the Insurance Reserve Fund Account - 2020 shortfall (roads - \$5,711.14, admin - \$10,551.56). Carried.

13. Deleted

14. To Transfer surplus monies, as determined by the Auditor in their preparation of the 2019 Consolidated Financial Statement, to the Working Capital Reserve

Moved by Hannon, Seconded by Besley that we Transfer surplus monies, as determined by the Auditor in their preparation of the 2019 Consolidated Financial Statement, to the Working Capital Reserve. Carried.

15. To reduce the taxes on the following properties under Section 357 of the Municipal Act

Moved by Besley, Seconded by Hannon that we reduce the taxes on the following properties under Section 357 of the Municipal Act:

1. 4-15300 - Pt. Lots 12 & 13, Con 11 SW, from Jan 01 - Dec 31, 2017, Jan 01 - Dec 31, 2018, Jan 01 - Dec 31, 2019, gross or manifest error, acreage corrected
2. 5-20400 - Pt Lots 257 to 260, Con 4 SW, RP 7R1875 Part 1, Nov 25 - Dec 31, 2019, structure removed
3. 5-20100 - Pt Lot 251 to 253, Con 4 SW, from Oct 22 - Dec 31, 2019, structure removed
4. 5-03000 - Lot 257 to 258, Con 1 NE, from Aug 29 - Dec 31, 2019, structure removed
5. 3-02200 - Pt Lot 36, Con 5 NE, from Oct 10 - Dec 31, 2019, Jan 01 - Dec 31, 2020, structures removed
6. 6-11150 - E Pt Lot 10, Con 4 OS, RP 7R1176 Part 1, from Jan 01 - Dec 31, 2020, classification change, no longer a commercial business on property
7. 5-21802 - Pt Lot 282, Con 4 SW, RP 7R5836 Part 1, from Feb 20 - Dec 31, 2020, structure razed by fire

Carried.

3. Zoning Provisions for Accessory Dwelling Units

Deferred to the January 14th meeting.

4. Creation of a motion from Melancthon Council regarding Fire Services Operations

Deferred.

Addition to the Agenda

ICIP Funding

Wendy advised that roof repairs to the Public Works Building is an applicable use for the monies and the Township has been allocated \$100,000.00 for funding. This amount will not cover roof repairs and retrofit, so we will be able to apply for the roof repairs and then we can apply under the FCM Grant, in the future, for the retrofit. There will be an Engineer coming from RJ Burnside and Associates to check out the roof for a structural inspection. The cost of this is \$5,000.00.

The application deadline is December 21, 2020.

Third Reading of By-laws

Moved by Besley, Seconded by Hannon that By-laws 58-2020 and 59-2020 now be read a third time, signed by the Mayor and Clerk, sealed and engrossed in the By-law Book. Carried.

Notice of Motion

None for this meeting.

Confirmation By-law

Moved by Hannon, Seconded by Besley 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 December 10, 2020 and it be given the required number of readings and numbered 60-2020. Carried.

Adjournment and Date of Next Meeting

12:41 p.m. - Moved by Hannon, Seconded by Besley that we adjourn Council to meet again on Thursday, January 14, 2021 at 9:00 a.m. or at the call of the Mayor. Carried.

MAYOR

CLERK