

CORPORATION OF THE TOWNSHIP OF MELANCTHON

The Council of the Corporation of the Township of Melancthon held an electronic meeting on the 4th day of February, 2021 at 9:00 a.m. Mayor Darren White, Deputy Mayor Dave Besley, Councillor Wayne Hannon and Councillor Margaret Mercer 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, Deletions, Approval of the Agenda

Councillor Mercer – Information about a Go Fund Me Fundraiser for Jamie Dempster

CAO Denise Holmes – Appointment of Chair for Property Standards Appeal Committee

Councillor Hannon – request that the 2nd letter from David Thwaites be added to the Agenda under Closed Session.

A lengthy discussion ensued regarding the addition to the agenda by Councillor Hannon.

Moved by Besley, Seconded by White that the Agenda be approved as amended. Lost.

Moved by Mercer, Seconded by Hannon that Council approve the additions to the Agenda 16.8 and 16.9 and also a letter to Closed Session that has an identifiable individual. Lost.

Moved by Besley, Seconded by White that the Agenda be approved as circulated. Lost.

Discussion further ensued regarding Councillor Hannon's addition to the Agenda and the Clerk was directed to contact Mr. Thwaites to get his permission to have the email put on either an open or closed session agenda and bring this matter back to the February 18, 2021 Council meeting.

Moved by Mercer, Seconded by Hannon that the Agenda be approved as amended with the addition of 16.8 and 16.9. 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 giving the general nature therefore and that declarations must be submitted to the Clerk in writing.

Mayor White - Item 10.3 – Unnamed Corbetton Lane (Councillor Hannon) for the reason that: the deliberate vagueness by the Council member who added this to the Agenda made it unclear as to whether a conflict or potential conflict existed. I declared until I can seek clarification as to whether one exists or not as my property abuts the laneway that is referenced in the discussion.

Councillor Hannon - Item 15.1 – Items for Dufferin Wind Power - Agreement Between Melancthon Township and Robert Hiltz re: Gravel for the reason that: I own adjacent property and have a Contract with DWP. I have an Administrative Judgement against Robert Hiltz.

Councillor Hannon - Item 18.4 – Closed Session – Personal Matters about an Identifiable individual, including municipal or local board employees – Property Standards Complaint – Discussion and Direction for the reason that: I own adjacent property and am directly affected by property issues. I have an Administrative Judgement against Robert Hiltz.

Minutes

Moved by Mercer, Seconded by Besley that the minutes of the December 10, 2020 meeting be approved as amended. Carried.

Moved by Besley, Seconded by White that the minutes of the January 14, 2021 meeting be approved as circulated. Carried.

Moved by Mercer, Seconded by Besley that the minutes of the January 25, 2021 Special Meeting be approved as circulated. Carried.

Business Arising from Minutes

None.

Point of Privilege or Personal Privilege

None.

Public Question Period

1. Letter from Jeanne Jeanveau-Dawson and Donald Brian Dawson regarding a request to rescind pay and remuneration increase.

Moved by Besley, Seconded by Mercer that Public Question Period Item 1 be received as information. Carried.

A question regarding beaver in municipal drains was asked and how the Township was going to be dealing with them.

Public Works

Accounts

Craig Micks, Public Works Superintendent presented the public works accounts in the amount of \$49,289.83. Moved by Besley, Seconded by Mercer that Council receive the Public Works Accounts as presented by the Public Works Superintendent. Carried.

Recommendations from the Roads Sub-Committee Meeting January 21, 2021

Moved by Besley, Seconded by Mercer that Council accepts the recommendation from the Roads Sub-Committee and directs the Public Works Superintendent to proceed with the purchase of a new plow truck for 2021. Carried.

Moved by Besley, Seconded by Mercer that Council accepts the recommendation from the Roads Sub-Committee and directs the Clerk to forward the Township of Southgate and Township of Melancthon Boundary Road Agreement to the Township's Insurance Company and Township's Solicitor for review and comment. Carried.

Moved by Besley, Seconded by Mercer that Council accepts the recommendation from the Roads Sub-Committee and that we proceed with Option 1: Bridge 13 for an approximate cost of \$200,000.00 and give Chris Knechtel, P.Eng., RJ Burnside and Associates permission to proceed with the preparation of the tender package for Bridge 11 for 2022. Carried.

Report from Kaitlin Chessell regarding Cycling Initiative Meeting Update

Moved by Besley, Seconded by Mercer that we receive the Report from Kaitlin Chessell, regarding the Cycling Initiative Meeting Update, as information. Carried.

Other

Discussion regarding the mapping of the lane in Corbetton.

Planning

Applications to Permit

The one application on the spreadsheet has been approved.

Township of Melancthon Protocol for Establishing Telecommunications Facilities – Amendments

Moved by Besley, Seconded by White that we approve the amendments to the Township of Melancthon Protocol for Establishing Telecommunications Facilities as presented. Further, we amend Schedule A to the Tariff of Fees By-law 4-2020 to remove the fee of \$150.00 for a Telecommunications Protocol Minor Application.

Discussion ensued and the motion was tabled to February 18, 2021 to give more time for Council to review the amendments.

Unnamed Corbetton Lane (Councillor Hannon)

Councillor Hannon explained the reason for the item being added to the Agenda was because the documents provided by the Planner (for the Corbetton Zoning By-law Amendment) showed the lane 100% on the Mayor's property. Mayor White then declared an interest (reasons noted under Declaration of Pecuniary Interest) and the Clerk put him in the waiting room. Deputy Mayor Besley took over as Chair of the meeting. Discussion ensued regarding the location of the lane, accuracy of mapping and the parcel data that the Township has access to, ownership of the lane and whether it has been assumed by the Township. Staff were directed to have the Township's Solicitor search the title on the lane to confirm ownership. Mayor White was put back in the meeting.

10:43 a.m. – Council took a break and reconvened at 10:52 a.m.

Other

Nothing for this matter.

Strategic Planning

Nothing for this matter.

Climate Change Initiatives

Updates for Dufferin Climate Action Plan, Request Letter of Support

The matter was deferred to February 18, 2021.

Police Services Board

Mayor White provided an update from the meeting held on February 2, 2021.

Committee Reports

The following verbal reports were received:

Councillor Mercer – Nottawasaga Valley Conservation Authority AGM

Councillor Hannon - Shelburne and District Fire Board

Deputy Mayor Besley – North Dufferin Community Centre and Mulmur Melancthon Fire Department

Mayor White – Centre Dufferin Recreation Complex

Correspondence

Board and Committee Minutes

Moved by Mercer, Seconded by Besley that items 1-5, Board and Committee Minutes Correspondence be received as information. Carried.

Items for Information Purposes

Moved by Mercer, Seconded by Besley that correspondence items 1-16, for information purposes, be received as information, except item 4. Carried.

Item 4 – Staff were directed to advise the NVCA that Melancthon Council does not wish to seek a seat on the Source Protection Committee.

Action

Horning's Mills Community Hall Building Needs Assessment Proposal from RJ Burnside and Associates

Moved by Hannon, Seconded by Mercer that we accept the quote from RJ Burnside and Associates to conduct a Building Condition Assessment for the Horning's Mills Community Hall in the amount of \$5,800.00 + HST. The monies for the assessment to be transferred from the Municipal Modernization Fund monies. Carried.

NEC Request for Comments on 517403 County Road 124

Staff were directed to advise the NEC that Council had no concerns with the application.

Motion and Report from the Town of Orangeville regarding the Proposed Tow Truck Licensing By-law Dufferin County

Moved by Besley, Seconded by Mercer that the Council for the Township of Melancthon wishes to participate in Stage 1 of the development of a uniform Tow Truck Licensing By-law and will contribute the requested \$1,000.00 in accordance with the Town of Orangeville resolution 2021-014 and report CPS-2021-004. Carried.

Grand River Conservation Authority Notification of Budget – 2021

Direction to the Treasurer to include the GRCA 2021 levy of \$19,819.00 in the 2021 Budget.

Items for Dufferin Wind Power

Agreement Between Melancthon Township and Robert Hiltz re: Gravel

Councillor Hannon declared on this matter (reason under Declaration of Pecuniary Interest) and the Clerk put him in the waiting room.

Moved by Besley, Seconded by Mercer that we direct the Township's Solicitor to prepare and negotiate the documents on the Township's behalf and that the CAO/Clerk shall be authorized to sign any further documentation to effect the Transfer of gravel. Carried.

Councillor Hannon was put back into the meeting.

General Business

Accounts

Wendy Atkinson, Treasurer presented the general accounts in the amount of \$31,276.76.

Moved by Besley, Seconded by Mercer that Council receive the general accounts as presented by the Treasurer. Carried.

Notice of Intent to Pass By-law

By-law to Establish a Municipal Service Board to Operate a Community Hall

Moved by Mercer, Seconded by Besley that leave be given to introduce a By-law to Establish a Municipal Service Board to Operate a Community Hall and it be hereby read a first and second time and numbered 8-2021. Discussion ensued and concerns raised about the preamble and it being referred to a Municipal Service Board and concerns on how this may affect a Trillium Grant Application. The By-law was tabled until clarification was sought by Staff.

New/Other Business/Additions

Site Alteration By-law – Discussion on an Amendment

The memo prepared by the CAO/Clerk was reviewed and discussed. An amendment to be made to the By-law under the definition of fill and that clarification must be received on where it has come from and our focus will be on clean fill. Staff to take out the reference that it must come from Dufferin County.

CDRC Member – Choose Replacement Member

Moved by Hannon, Seconded by Besley that we appoint Councillor Margaret Mercer to the Centre Dufferin Recreation Complex Board of Management until such time as a new Council member is in place. Carried.

ROMA Conference Update by Mayor White

Mayor White provided an update on the virtual ROMA Conference that was held on January 25-26, 2021.

By-law Enforcement Agreement Expires June 1, 2021 – Renewal

Staff were directed to contact the Town of Orangeville and advise that the Township would like to extend the Agreement for another year.

Unfinished Business

Council Vacancy – Appointment Procedure

Moved by Besley, Seconded by White that Council approve the Council Vacancy Appointment Procedure. Discussion ensued about the third meeting as this was not included in the procedure. A Special Closed Session meeting was scheduled for Monday, March 22, 2021 at 10:00 a.m. (for the third meeting) for Council to consider the applicants. A planning meeting, to deal with the questions that will be asked of the applicants, will form part of a regular Council meeting. The motion was then carried.

A motion made by Hannon, Seconded by Mercer to accept the amendment of the third meeting was withdrawn, as the original motion on the floor had not yet been voted on.

Tabled Motion from November 5, 2020 – Townships of Mulmur and Melancthon North Dufferin Community Centre Efficiency Review – Final Draft Report – October 2020

Deferred to the February 18, 2021 meeting.

NDCC Motion from the November 10, 2020 Meeting – Recommendation that the Townships reach a consensus moving forward

Deferred to the February 18, 2020 meeting.

Creation of a motion from Melancthon Council regarding Fire Services Operations (once SDR recommendations received).

Deferred as SDR recommendations have not been received by Council.

Zoning Provisions for Accessory Dwelling Units

Item deferred until a new Council member is in place.

County of Dufferin and Member Municipalities Service Delivery Review Part 1 – Final Recommendations

Deferred.

Al Cole Fire Invoice

Moved by Besley, Seconded by Mercer that the Township does not proceed with the collection of the fire call invoice of Al Cole. Carried.

Addition:

Councillor Mercer – Jamie Dempster

Councillor Mercer advised that Mr. Dempster, who is a volunteer firefighter with the Shelburne and District Fire Department, suffered serious injuries on December 30, 2020 through a workplace accident. A Go Fund Me account has been set up to help his family and Staff were directed to place the information on the Township's website under Public Notices.

CAO/Clerk – Property Standards Appeal Committee – Appointment of Chair

Moved by Hannon, Seconded by Mercer that Deputy Mayor Besley be appointed as Chair of the Property Standards Appeal Committee. Carried.

Delegation

10:00 a.m. – Antonius Peeters, CEO/President of Eh!Tel Networks Inc. attended Council as a Delegation to introduce Eh!Tel to the Council members and to speak on the Swift Fibre Project which is going through parts of Melancthon Township.

12:15 p.m. – Council took a break and reconvened at 12:29 p.m.

Closed Session

Councillor Hannon advised under Declaration of Pecuniary Interest that he would be declaring on Item 18.4 and he was put in the waiting room for that discussion and then put back into the meeting after the discussion concluded on that matter.

12:30 p.m. - Moved by Besley, 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 - CPI Adjustment for Employee Wages; Property Standards Complaint - Discussion and Direction; Temporary ZBA - By-law Enforcement/Inspection - Discussion and Direction; Request to Waive Tax Arrears; Tax Arrears Payment Proposal; Litigation or potential litigation, including matters before administrative tribunal, affecting the local board - 2577791 Ontario Inc. - LPAT Appeal. Carried.

2:05 p.m. – Rose from Closed Session with Report.

Moved by Besley, Seconded by Hannon that Council approve of the entire Employee pay band grid moving up 1.5% effective January 1, 2021. Carried.

Other directions were given to Staff in Closed Session.

Third Reading of By-laws

None.

Confirmation By-law

Moved by Mercer, 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 February 4, 2021 and it be given the required number of readings and numbered 9-2021. Carried.

Adjournment and Date of Next Meeting

2:08 p.m. – Moved by Mercer, Seconded by Besley that we adjourn Council to meet again on Thursday, February 18, 2021 at 5:00 p.m. or at the call of the Mayor. Carried.

MAYOR

CLERK