

CORPORATION OF THE TOWNSHIP OF MELANCTHON

The Council of the Corporation of the Township of Melancthon held an electronic meeting on the 6th day of May, 2021 at 5:00 p.m. Mayor Darren White, Deputy Mayor Dave Besley, Councillor Wayne Hannon, Councillor Margaret Mercer and Councillor James McLean 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

Councillor Hannon – Horning’s Mills Community Hall Board By-law and On Farm Uses By-law

Councillor Mercer – Backyard Chickens, By-law for Secondary Suites, County Council seat, update on the Corbetton Park and Beaver Baffles Delegation

Denise Holmes, CAO/Clerk – 2021 Gravel Tenders – Award Tender

Deletions

None.

Approval of the Agenda

Moved by McLean, Seconded by Hannon 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 by giving the general nature thereof and that declarations must be submitted to the Clerk in writing.

Councillor McLean to declare a pecuniary interest on Items 16.2.1 and 16.2. (By-laws for Chief and Deputy Chief of the Mulmur Melancthon Fire Department for the reason that: I report into the Chief and Deputy Chief in my capacity as a firefighter. I could theoretically be subject to different treatment based on my vote.

Minutes

Moved by Besley, Seconded by Mercer that the minutes of the Council Meeting held on April 15, 2021 be approved as circulated. Carried.

Business Arising from Minutes

None.

Point of Privilege or Personal Privilege

None.

Public Question Period

A question was raised about an item under Planning pertaining to the natural heritage mapping Appendix 1 in the Report of Chris Jones, Township Planning Consultant, regarding the Assessment of Candidate Agricultural Lands – Growth Plan.

Public Works

Craig Micks, Public Works Superintendent was in attendance for this portion of the meeting.

Accounts

The accounts were presented in the amount of \$78,894.43. Moved by McLean, Seconded by Mercer that Council receive the Public Works Accounts as presented by the Public Works Superintendent. Carried.

Report from Kaitlin Chessell, Secretary Roads Sub-Committee regarding Recommendations from the April 28, 2021 meeting

Tenders 01-2021 and 02-2021

Moved by Besley, Seconded by Hannon that Council accept the recommendation from the Roads Sub-Committee and awards Tender 01-2021 for Cold Planing existing Asphalt, Placement of HL3 Fine Hot Mix Asphalt, Replacement of Curbs, Manholes, Catch Basins where needed and paved Shoulder to Graham Bros. Construction Limited in the amount of 125,254.80 (includes HST). Location: 260 Sideroad – 0.8 KM from Highway 10 through Corbetton to Unnamed Lane. Project to be completed by no later than September 30, 2021. We further direct Staff to return the tender cheques to the unsuccessful bidders and thank them for their submission. This tender complies with the Township's Procurement By-law. Carried.

Moved by Besley, Seconded by Mercer that that Council accept the recommendation from the Roads Sub-Committee and awards Tender 02-2021 for the Placement of HL4 Hot Mix Asphalt to Graham Bros. Construction in the amount of \$158,120.90 (includes HST). Location: Approximately 1.5 KM section of 260 Sideroad West from the Unnamed Lane in Corbetton to the 2nd Line SW. Project to be completed by no later than September 2, 2021. We further direct Staff to return the tender cheques to the unsuccessful bidders and thank them for their submission. This tender complies with the Township's Procurement By-law. Carried.

Pulverizing 5th Line OS from County Road 17 to County Road 21

Discussion ensued regarding the pulverization of the 5th Line OS from County Road 17 to County Road 21 pertaining to the additional funding of this project (as it was originally only to be pulverized from County Road 17 to 15 Sideroad) and the future paving of the road.

Moved by Besley, Seconded by McLean that Council accept the recommendation from the Roads Sub-Committee and authorizes the pulverizing of the 5th Line OS from County Road 17 to County Road 21. The cost to pulverize this section of road is \$17,024.70 + HST, and the additional cost of gravel from 15 Sideroad to County Road 21 is approximately \$70,000.00. The monies for the additional gravel and pulverizing to come from the Federal Gas Tax Top-up Fund. Carried.

Public Works Department Building Roof

Moved by Besley, Seconded by Mercer that Council accept the recommendation from the Roads Sub-Committee and directs Staff to contact RJ Burnside and Associates to have them complete a structural inspection of the Public Works Building Roof and to prepare the tender package for the roof replacement project. Carried.

Addition – 2021 Gravel Tenders

Kaitlin Chessell's Memorandum for the 2021 Spring Gravel Tender was reviewed. Moved by Besley, Seconded by Hannon that Council award the tender for the supply and delivery of approximately 10,000 tonnes of "M" Gravel, 5/8", 10,000 tonnes of

Granular "A" Gravel and 10,000 tonnes of 19mm Limestone Crusher Run to specified roads within the Township to Flesherton Concrete Products. The gravel is to meet the Ontario Provincial Standards Specifications and test is to be paid by the contractor, with the sample being supplied by the Township's Public Works Superintendent. Start time is approximately May 17, 2021. The accepted prices of the tender are as follows: M Gravel - \$8.25 per tonne + \$1.07 HST and Trucking \$4.25 per tonne + \$.55 HST; A Gravel - \$8.25 per tonne + \$1.07 HST and Trucking \$4.25 per tonne + \$.55 HST; 19mm Limestone Crusher Run - \$8.25 per tonne + \$1.07 HST and Trucking \$4.25 per tonne + \$.55 HST. We further direct Staff to return the tender cheques to the unsuccessful bidders and thank them for their submission. This tender complies with the Procurement By-law for the Township of Melancthon. Carried.

Other

Deputy Mayor Besley provided an update on Bridge 11 in Riverview.

Planning

Chris Jones, Township Planning Consultant was in attendance for this portion of the meeting.

Applications to Permit

There were no issues or questions regarding the applications on the spreadsheet.

Report regarding the Assessment of Candidate Agricultural Lands – Growth Plan

Chris reviewed his Memorandum with Council and explained the refinement criteria. A lengthy discussion ensued and there were several concerns raised. It was suggested that the property owners, whose lands are affected by this, be notified. It was suggested that we hold off on this until we can fully understand all of this and then a package would be put together to be sent to the affected owners. The matter was deferred to the next meeting.

Report regarding NEC Comment for East Part of Lot 16, Concession 2 OS – Funston

Moved by Mercer, Seconded by Besley that Council support the NEC Permit application M/R/2021-2022/47, subject to the following condition: 1. That the application for consent shall not be submitted until the new dwelling is constructed or substantially complete. Carried.

Report regarding Health Canada Consultation – Production of Cannabis Medical Purposes and Town of Mono Resolution regarding Cannabis Licencing and Enforcement

Discussion ensued regarding the Report. The motion from the Town of Mono was also reviewed and discussed. It was recommended that Melancthon add a similar section to its motion regarding the requirement of notification of any license issuance.

Moved by Besley, Seconded by McLean that Whereas the Township of Melancthon is of the opinion that the potential adverse impacts and compatibility problems resulting from cannabis cultivation and processing are the same, regardless whether such cultivation and processing is intended for recreational or medicinal purpose;

And Whereas the Township of Melancthon is of the opinion that local municipalities need to have a clear and definitive role in the zoning and regulation of cannabis cultivation and processing facilities led by standardized guidelines and directives from Provincial or Federal governments;

And Whereas the Township of Melancthon requests that Health Canada ensure local authorities are provided with notification of any licence issuance, amendment, suspension, reinstatement or revocation within their jurisdiction;

Now Therefore the Township of Melancthon is of the opinion that the Federal licensing and regulation of cultivation or processing for medicinal purposes should be consolidated within the same licensing regime as other Federal categories for licensing and be subject to the same and/or standardized regulations as authorized in Section 8 of the Federal Cannabis Regulation. Carried.

Letter from Robert Dojcsak regarding a severance

Discussion ensued and Staff advised that the proposed severance(s) would not conform with the Rural policies in the Official Plan, as the severed and retained parcels are still in agricultural and the property owner is receiving the farmland tax classification and the maximum allowable residential lots per original 100 acres has already been severed previously.

Other

Tripp/Serbin Temporary zoning By-law Amendment – Request Extension to three-year date due to Covid 19 (Mayor White)

Mayor White spoke to this matter as he requested it to be placed on the Agenda, regarding an extension to the three-year temporary zoning to compensate for Covid-19. Chris Jones explained that the only way to extend this, up to three years, is they would have to go through the Section 34 Zoning By-law Amendment process again under the Planning Act.

Additions

On Farm Uses By-law (Councillor Hannon)

Councillor Hannon suggested that the By-law, passed in 2012, be brought back to Council again for review and amendments to it. The consensus of Council was that the matter be reviewed at a Committee of the Whole meeting.

Secondary Suites By-law (Councillor Mercer)

Councillor Mercer was looking for an update on this By-law. Chris advised that he would get a By-law to Council in June, as we have already had the Statutory Public Meeting on the matter.

Backyard Chickens (Councillor Mercer)

Councillor Mercer advised that the Town of Innisfil has dealt with this matter and it was suggested that Staff obtain a copy of their Staff Report and bring it back to Council.

Unfinished Business

Report from Denise Holmes – Definition of Lane

Discussion ensued on the definition of a lane and whether this lane in Corbetton is considered opened or unopened and who has been doing the maintenance on the lane. The issue with the County GIS mapping was mentioned and Staff will reach out to County Staff to see if it has been corrected yet.

Lot 95, Plan 23A Corbetton

Still no information on this. The Title Searcher has been retained but due to Covid and the Registry Office closing in Orangeville, the process is taking longer than usual.

Strategic Plan

Nothing for this.

Climate Change Initiatives

Nothing for this.

Police Services Board

Update from the Joint PSB Meeting held on April 23, 2021

Mayor White provided an update of the Agenda items from the Joint PSB Meeting held on April 23, 2021. One of the items dealt with was the letter from the Solicitor General regarding the Police Services Board composition. The deadline for comments is June 7th. Mayor White advised of the meeting between the Mayors. The letter from the Town of Mono that is on under Unfinished Business was discussed and Mayor White read the motion from Mulmur Township received by email earlier today. The motion read:

Moved by Cufaro and Seconded by Clark

That Council supports being included in a rural municipalities Police Service Board;
AND THAT Council requests that each municipality would have a Council representative on the Police Services Board;
AND THAT Council support the inclusion of citizen representation;
AND THAT Council support the removal of Provincial Appointees;
AND FURTHER THAT Council supports the completion of the online proposal to the Solicitor General as selected by the Mayor's sub-committee. Carried.

Discussion ensued and the following motion was introduced and passed:

Moved by White, Seconded by Mercer that Council endorses Mulmur Township's motion regarding the Police Service Board Composition, in its entirety, and directs the Clerk to share this motion with the other municipalities in Dufferin. Carried.

Committee Reports

The following verbal reports were given:

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

Councillor Mercer – Shelburne and District Fire Board

Correspondence

Board & Committee Minutes

1. Shelburne Public Library – March 16, 2021
2. Grand River Conservation Authority – April 23, 2021
3. Mulmur-Melancthon Fire Board – April 13, 2021
4. Joint Dufferin County Section 10 Police Services Board – October 23, 2020
5. North Dufferin Community Centre Board of Management – March 10, 2021
6. North Dufferin Community Centre Board of Management – April 6, 2021
7. Joint Recreation Subcommittee Minutes – March 24, 2021

Moved by Mercer, Seconded by Besley that the Board and Committee Minutes correspondence items 1-7 be received as information. Carried.

Items for Information Purposes

1. AMO Policy Update – Municipal Code of Conduct Consultation Launched
2. RJ Burnside Invoice for Drainage Superintendent Services; January - March 2021
3. Report from Archie Wilson, Operations & HR Manager, Holmes Agro – Ground Water Sampling Report
4. Town of South Bruce Peninsula Resolution regarding Lottery Licensing to Assist Small Organizations
5. Town of Shelburne Resolution regarding Paid Sick Days for Ontario's Workers
6. Shelburne & District Fire Department 2020 Annual Report
7. Semi-Annual Ground Water Monitoring and Sampling Report 2020 (Full Report is on File)

Moved by Hannon, Seconded by McLean that correspondence items 1-7, for information purposes, be received as information with the exception of Item 1.

Discussion ensued on the item and it was Moved by Besley, Seconded by Mercer that Item # 1 be received as information. Carried.

Items for Council Action

1. Report from Denise Holmes, CAO/Clerk – 2022 Municipal Election – Alternative Voting Method

Moved by McLean, Seconded by Hannon that Council receives the Report of Denise Holmes, CAO/Clerk and authorizes the use of an alternative voting method being telephone and internet voting for the 2022 election; And that Staff be directed to bring forward a By-law to authorize the use of an alternative voting method; And further that the Clerk be authorized to enter into an agreement with Intelivote Systems Inc. for the provision of internet/telephone voting methods for the 2022 Municipal Election. Carried.

2. Report from Denise Holmes, CAO/Clerk – Quote for Upgrade of Communications System

Moved by McLean, Seconded by Mercer that Council accept the quote from High Tech Communications to upgrade the Township's Communication System in the amount \$10,345.00 + HST for the NEC SL2100 Package and Circuitry Hardware. Carried.

3. Request for Special Event Permit Involving 8th Line SW Traffic

Discussion ensued on the request and Council did not have an issue with the filming provided that the company provides the Township with its Covid Protocols. Staff advised that the application and permit would be sent to the CEMC, OPP and Fire. There was no need to send to Public Health as no food was being served.

General Business

Accounts

Wendy Atkinson, Treasurer presented the accounts in the amount of \$205,586.30. Moved by Mercer, Seconded by McLean that Council receive the General Accounts as presented by the Treasurer. Carried.

Notice of Intent to Pass By-law

Councillor McLean declared a pecuniary interest on these two items at the beginning of the meeting and the Clerk put him in the waiting room.

By-law to Appoint a Fire Chief for the Mulmur Melancthon Fire Department

Moved by Besley, Seconded by Mercer that leave be given to introduce a By-law to Authorize the Township of Melancthon to appoint a Fire Chief for the Mulmur Melancthon Fire Department and it be hereby read a first and second time and numbered 25-2021. Carried.

By-law to Appoint a Deputy Fire Chief for the Mulmur Melancthon Fire Department

Moved by Mercer, Seconded by Hannon that leave be given to introduce a By-law to Authorize the Township of Melancthon to appoint a Deputy Fire Chief for the Mulmur Melancthon Fire Department and it be hereby read a first and second time and numbered 26-2021. Carried.

Councillor McLean was admitted back into the meeting.

New/Other Business/Additions

Memorandum from Denise Holmes, CAO/Clerk, News Article – Six Nations Traditional Government

Discussion ensued on the memorandum and the news article. Staff were directed to reach out to the Haudenosaunee Confederacy Chiefs Council to inquire with them, the process to appear before Council to ask them for their guidance moving forward on this matter and report back to Council.

Draft Emergency Response Plan 2021 – Comments of Council on the Draft

This matter was deferred.

Integrity Commissioner

1. Report from Michelle Dunne, regarding Integrity Commissioner RFP
2. Integrity Commissioner Special Report to Council
3. Integrity Commissioner Annual Report

Discussion ensued on these three items. It was then Moved by Mercer, Seconded by Hannon that Council bring forward the names of three Integrity Commissioners currently engaged in the services of being an Integrity Commissioner, Council review their background information and invite them to Council for a discussion and make a determination, and choose one of them until the end of the Term of Council. Lost.

Further discussion ensued and it was Moved by Besley, Seconded by McLean that Council continue with Mr. Guy Giorno's services as Integrity Commissioner until the end of the term of Council – November 14, 2022.

Councillor Mercer requested a recorded vote:

Councillor Mercer – Nay
Deputy Mayor Besley – Yea
Councillor Hannon – Nay
Councillor McLean – Yea
Mayor White – Yea
Carried.

Memorandum from Denise Holmes regarding Recommendation from the Joint Recreation Sub-Committee Meeting held on April 21, 2021

Moved by Besley, Seconded by McLean that Council supports the Joint Recreation Subcommittee's recommendation to move forward with Option D subject to grant

availability, funding, and to move forward with an RFP to engage architectural/engineering for design. Carried.

Melancthon Township Sustainability Day Proclamation for June 5th and proposed programs/events related to this (Councillor Mercer)

Discussion ensued about the Proclamation for World Environment Day on June 5th, 2021 and the virtual events planned for that day. A concern was raised about all of Council attending one of the events (Forum) and Staff were directed to get a legal opinion on whether it would be constituted as a meeting or not, even if Staff were not in attendance.

Additions

Councillor Mercer – Delegation to the May 20th Council meeting

Councillor Mercer has asked a Representative of Thames Valley Conservation Authority to attend the next meeting of Council to speak about Beaver Baffles. Staff were directed to reach out to Tom Pridham, P.Eng., Drainage Superintendent and invite him to the meeting to listen to the Delegation.

Councillor Hannon – Horning’s Mills Community Hall Funding

Discussion ensued and it was agreed that the Township’s By-law governing the Board needs to be amended regarding Section 8 and this could be done at a subsequent meeting once the Hall Board has had a chance to discuss the Terms of Reference and present same to Council.

Councillor Mercer – County Council Seat

Discussion ensued and it was explained to Councillor Mercer that in order to have a second representative from Council to be at County Council, the Township has to have 2,500 electors registered.

Councillor Mercer – Update on Corbetton Park

Mayor White provided an update on the Corbetton Park and advised that the equipment for the Park was ordered last year and is in the Public Works Building. As it is a requirement under the *Ontarians with Disabilities Act*, that the park equipment is accessible, Staff reached out to a couple of vendors to have them provide a quote for the installation of equipment. One was received from Punt Install to install the structure, supply and install woodchip, dig out the site, filter cloth and drainage stone for the amount of \$18,600.00 + HST.

Moved by Besley, Seconded by McLean that we accept the quote from Punt Install in the amount of \$18,600.00 + HST to install the Corbetton Park playground equipment. The monies for this expenditure to be paid for out of the Corbetton Park Reserve Fund. Carried.

Unfinished Business

OPP Detachment Boards

1. Letter from Sylvia Jones, Solicitor General regarding OPP Detachment Boards under the Community Safety and Policing Act
2. Letter from Laura Ryan, Mayor, Town of Mono regarding Reconstitution of Police Service Boards within Dufferin County
3. Motion from Section 10 Joint Police Services Board Meeting held on April 23, 2021

This matter already dealt with under Police Services Board.

NDCC Motion from the November 10, 2020 Meeting – Recommendation on reaching a consensus on moving forward

Staff were directed to remove this item from future agendas as the matter was dealt with under 16.3.4.

Creation of a motion from Melancthon Council regarding Fire Services Operation

This matter deferred.

Delegations

During the meeting, Council had the following Planning Public Meeting and heard from the following Delegation:

5:30 p.m. – A public meeting had been called to consider a proposed Zoning By-law Amendment at 119256 2nd Line NE, located in Part of Lots 217 & 218, Concession 2 NE (A. Patchett). The purpose of the application is to zone the subject lands to fulfill a condition of Provisional consent. Chris Jones, Township Planning Consultant spoke to the proposed ZBA. Comments were received from the Saugeen Conservation Authority. No one from Council or the Public raised any questions or concerns on the application. The applicant was not in attendance.

Moved by Mercer, Seconded by McLean that leave be given to introduce a By-law to amend By-law 12-1979, as amended, for lands located in Part of Lot 218, Concession 2 NE and it be hereby read a first and second time and numbered 24-2021. Carried.

5:45 p.m. – Harvey Fraser, Darlene Lambert and Paul Stewart, representing the Centre Grey Health Services Foundation attended Council regarding the New Markdale Hospital Project Capital Campaign. The estimated move in for the new hospital has been proposed for early 2023. They provided a financial overview of the project and requested that Melancthon Township join in as a financial partner. As the Township's budget has already been approved for 2021, Council advised that they would take this request into consideration for the 2022 deliberations and thanked them for their presentation.

Closed Session

9:19 p.m. - 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: Personal matters about an identifiable individual, including municipal or local board employees – Properties Eligible for Tax Arrears Registration. Carried.

9:53 p.m. – Moved by Besley, Seconded by McLean that we rise from Closed Session with Report. Carried.

Third Reading of By-laws

Moved by Hannon, Seconded by Besley that By-laws 24-2021, 25-2021 and 26-2021 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 Besley, Seconded by McLean 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 May 6, 2021 and it be given the required number of readings and numbered 27-2021. Carried.

Adjournment and Date of Next Meeting

Moved by McLean, Seconded by Mercer that we adjourn Council at 9:55 p.m. to meet again on Thursday, May 20, 2021 at 5:00 p.m. or at the call of the Mayor. Carried.

MAYOR

CLERK