

## **CORPORATION OF THE TOWNSHIP OF MELANCTHON**

The Council of the Corporation of the Township of Melancthon held an electronic meeting on the 15<sup>th</sup> day of September, 2022 at 5:00 p.m. Mayor Darren White, Deputy Mayor Dave Besley, Councillor Margaret Mercer, Councillor James McLean and Councillor Bill Neilson were present. Denise Holmes, CAO/Clerk and Sarah Culshaw, Treasurer/Deputy Clerk were also present. Mayor White presided and called the meeting to order.

Mayor White advised that the meeting was being recorded and would be posted to the Township's website under Council Agendas and Minutes.

### **Land Acknowledgement Statement**

Mayor White shared the Land Acknowledgement Statement.

### **Announcements**

Councillor Neilson informed Council, regrettably, that he was resigning from the Multi-Municipal Wind Turbine Working Group effective immediately as it came to his attention at the last meeting that when pecuniary interest was brought up, that anyone who has a turbine on their property has a pecuniary interest. This matter will be added to the Agenda as an addition to appoint Councillor Mercer to the Group, as she is the alternate.

Mayor White – Shelburne and District Fall Fair is being held this weekend – Friday evening and Saturday and admission is free.

### **Additions**

Councillor Mercer – Heritage Advisory Committee Recommendation regarding the Heritage Plaque Program.

Councillor McLean – Update from the Horning's Mills Hall Board meeting and update on the situation at Primrose Elementary School.

### **Deletions**

CAO/Clerk – Deletion of Item 10.2 – no recommendation from the meeting held on September 14, 2022.

### **Approval of the Agenda**

Moved by Besley, Seconded by Neilson that Council approve the Agenda 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 Mercer inquired about the Insurance Delegation and was advised that it was a general discussion about the Township's insurance program for 2022/2023.

During the Delegation of Heather Hill and Colin Smith (Insurance Program 2022/2023) - Item 17.1 both Mayor White and Councillor Mercer declared an interest:

Mayor White for the reason that: I am named in a lawsuit submitted by Margaret Mercer against the Township and myself.

Councillor Mercer for the reason that: I am involved in Libel action (brought by me) against the Mayor and the Township.

## **Minutes**

Moved by McLean, Seconded by Neilson that Council approve the minutes of the Council meeting held on September 1, 2022 as circulated. Carried.

## **Business Arising from Minutes**

None.

## **Point of Privilege or Personal Privilege**

None.

## **Public Question Period**

### 1. Unfinished Business

#### 1. Mayor White – Tripp/Serbin Written Response to Questions

Discussion ensued regarding the letter written by Mayor White in response to the May 26, 2022 email of questions from Robin Tripp and Brenda Serbin. Staff were directed to send it out to Mr. Tripp and Ms. Serbin with no changes.

The following questions were asked by members of the gallery:

- A question about lighting on Main Street, Horning's Mills and County Road 124
- A question regarding a question posed at the Community Forum held on September 13, 2022 at the Horning's Mills Hall regarding the Primrose Elementary School situation.

A comment was also made about the Community Forum held on September 13, 2022 at the Horning's Mills Hall.

## **Public Works**

### 1. Report from Kaitlin Chessell, Secretary Roads Sub-Committee regarding Recommendations from September 9, 2022 Meeting

Deputy Mayor Besley spoke to the Report and the recommendations.

## **Recommendation # 1**

Moved by Besley, Seconded by McLean that Council accept the recommendation from the Roads Sub-Committee to accept the proposal from Enbridge Gas, for them to install an asphalt pad around the emergency gas shut off at 117103 2<sup>nd</sup> Line SW as per their specifications and remove the concrete bollards. Carried.

## **Recommendation # 2**

Moved by Neilson, Seconded by Mercer that Council accept the recommendation from the Roads Sub-Committee and directs the CAO/Clerk to sign the Agreement from Eh!Tel to allow them to install their conduit above the culvert on Mill Lane, maintaining as much depth below the grade as possible and maintaining a minimum coverage above the culvert, in order to provide their Fibre to 153 Mill Lane, Horning's Mills. Carried.

## **Recommendation from the September 14, 2022 Roads Sub-Committee meeting**

This item was deleted at the beginning of the meeting.

## **Other**

Craig advised that the work on the 2<sup>nd</sup> Line SW was finished yesterday.

Deputy Mayor Besley provided an update on Poulton Place regarding the engineered road costing received from RJ Burnside and Associates. A lengthy discussion ensued and Craig was asked to break out some of these costs to look for savings and bring this back to the Roads Sub-Committee.

## **Planning**

### **Applications to Permit**

A question was asked about the two billboards that were on the spreadsheet. There were no other concerns.

### **Other**

Nothing for this matter.

### **Climate Change Initiatives**

Nothing for this matter

### **Police Services Board**

Nothing for this matter.

### **County Council Update**

Nothing for this matter

## **Correspondence**

### **Board, Committee & Working Group Minutes**

1. CDRC – June 22, 2022
2. CDRC – July 27, 2022
3. NVCA August 2022 Board Meeting Highlights
4. GRCA General Membership – August 26, 2022

Moved by Mercer, Seconded by Besley that the Board, Committee and Working Group minutes, Items 1-4, be received as information. Carried.

During this time, Councillor McLean updated Council regarding the Horning's Mills Hall Board meeting. The Hall Board is moving forward with organizing a formal Remembrance Day Ceremony for Melancthon at the Cenotaph in Horning's Mills. Councillor McLean has reached out to the Legion to see if they can participate, as well as the Mulmur Melancthon Fire Chief, Women's Institute and OPP. He encouraged Melancthon Council and Staff to attend.

Councillor McLean also reminded Council that the Horning's Mills Hall is designated as the Emergency Shelter and he spoke about a situation last winter when the Hall wasn't utilized and stranded motorists were taken to Masonville Store. He would like the OPP reminded that it is an emergency shelter. If there is an emergency, either he or the Chair of the Board is available to open the Hall. When the Hall is to be opened as a Shelter, Dufferin County/Red Cross will be contacted for resources. As there is no emergency kit at the Hall, Councillor McLean inquired as to what we should have in an emergency kit. Staff will reach out to the County's Emergency Management Coordinator for this information. Mayor White explained about the situation last winter and the inability for Red Cross to open the Shelter properly and due to Covid, there was the decision not to open it.

Councillor Mercer raised a question about the holiday on Monday for the funeral of Her Majesty Queen Elizabeth II and it was advised that it will be a holiday for federal employees and for all others, it will be a day of mourning. There will be an event at the Shelburne Legion.

During this time, Councillor Mercer spoke to her addition to the Agenda regarding the Heritage Plaque Program and how the program will be rolled out and a picture of the plaque was shown on the screen. She thanked the Heritage Board for all of their work on the plaque program. A recommendation was sent out from Kaitlin Chessell and discussion ensued and the following motion was passed:

Moved by Mercer, Seconded by McLean that Council accept the recommendation from the Heritage Advisory Committee and directs Staff to roll out the Township of Melancthon Heritage Plaque Program on October 1, 2022 with the deadline for applications being December 1, 2022. Carried.

Councillor Neilson spoke on the Southgate Recreational Advisory Committee meeting he attended today, and advised there was nothing new to report but he did advise the Committee of the new Melancthon's Recreation Task Force.

The issue of the resignation of Councillor Neilson from the Multi-Municipal Wind Turbine Working Group was added to the Agenda and discussed during this time and the following motion was introduced and passed:

Moved by Mercer, Seconded by Besley that we accept with regret, the resignation of Councillor Bill Neilson from the Multi-Municipal Wind Turbine Working Group and appoint Councillor Margaret Mercer to fill that spot for the remainder of the term. Carried.

#### **Items for Information Purposes**

1. Letter from Whitewater/Strada regarding the Groundwater Re-sampling
2. Town of Grand Valley Resolution In Support of Amber Alert System
3. Letter from Wind Concerns Ontario regarding Melancthon I Power Project
4. Township of Mulmur Public Meeting for Various Amendments to the Zoning By-law and Official Plan

Moved by McLean, Seconded by Neilson that Correspondence Items 1-4, for information purposes, be received as information with the exception of items 1, 2 & 3. Carried.

Item # 1 – Councillor Neilson spoke to this correspondence. The Township will continue to monitor future reports.

Item # 2 – Councillor Mercer spoke to this correspondence. The Township supported this initiative originally and this correspondence was Grand Valley supporting the Township's motion, as well as other municipalities.

Item # 3 – Councillor Mercer spoke to this correspondence and discussion ensued. Staff were directed to have the President of Wind Concerns Ontario attend a future Council meeting to speak to the concerns in their letter.

#### **Items for Council Action**

1. Larry Taman Letter of Resignation from Horning's Mills Hall Board

Moved by McLean, Seconded by Mercer that Council accept, with regret, the resignation of Larry Taman from the Horning's Mills Community Hall Board of Management and thank him for his contributions to the Board. Carried.

There was discussion on replacing the Board member and the following motion was passed:

Moved by Mercer, Seconded by Neilson Council for the Township of Melancthon appoint Beckie Connell to the Horning's Mills Hall Board for the remainder of the term. Carried.

## **General Business**

### **Notice of Intent to Pass By-law and Report**

#### **Report from Denise Holmes, AMCT, CAO/Clerk regarding Joint Compliance Audit Committee and By-law to Authorize a Joint Compliance Audit Committee**

Moved by McLean, Seconded by Neilson that leave be given to introduce a By-law to authorize a Joint Compliance Audit Committee and it be hereby read a first and second time and numbered 45-2022. Carried.

### **New/Other Business/Additions**

#### **Notice of Motion – Councillor Nielson**

Moved by Neilson, Seconded by Mercer that WHEREAS The Federal Government announced September 30, 2021 as the first National Day for Truth and Reconciliation and a statutory holiday;

AND WHEREAS Melancthon Township has adopted and uses our Land Acknowledgment Statement which is read at each council, board and committee meeting;

AND WHEREAS at the August 11, 2022 council meeting council supported the City of Brantford's resolution regarding the Haldimand Tract Dispute.

THEREFORE, BE IT RESOLVED THAT the Council of the Township of Melancthon does hereby commit to recognizing September 30th of each year, as the National Day of Truth and Reconciliation (National Orange Shirt Day). Carried.

A Reconciliation Flag will be purchased and will be raised on Friday, September 30, 2022.

#### **Melancthon Recreation Task Force – Survey and Information for Council**

David Thwaites, Member of the Melancthon Recreation Task Force was on the meeting and there was discussion regarding the survey.

Moved by Mercer, Seconded by Besley that Council receive the September 8, 2022 email from David Thwaites, on behalf of the Melancthon Township Recreation Task Force, as information. Carried.

### **Addition**

#### **Councillor McLean – Update on Primrose School Situation**

Councillor McLean provided an update to Council on the water situation at Primrose Elementary School that has impacted the bathroom facilities.

### **Other - Board Appointments**

Discussion ensued on Board appointments, end of the term of the Boards, etc. If persons are interested in staying on Boards they can send in an email to the CAO/Clerk to be kept on file. The Board appointments notice will be published at a later date and Council appointments will be done in December. Councillor McLean commented that the Hall Board would like to add a Treasurer position to the Board to help with receiving rental fees, etc. Discussion ensued on this matter, as adding another person to the Board would require the current Agreement to be amended. The Board was asked to

make a formal request to Council for a Treasurer. In the past, a Board member was appointed as the Treasurer from within the members and it was not a separate position.

There was discussion about extending the Horning's Mills Hall Board term to the end of the year due to the activities the Board has planned between November 14<sup>th</sup> and December 31<sup>st</sup>. Staff will prepare a motion for the next meeting.

## **Unfinished Business**

### **Diversity Policy**

Defer

### **Delegations**

During the meeting, Council heard from the following Delegation:

5:30 p.m. - Heather Hill, Insurance Store and Colin Smith, Intact Public Entities attended Council and presented and reviewed the 2022/2023 Insurance Program with Council including information regarding a new change in the insurance coverage for abuse coverage, as this was not defined as being covered in the policies. This now has to be clearly defined and will require some policies and procedures relating to abuse to be put in place. After the presentation, Council were asked if there were any questions. Councillor Neilson raised a question regarding the legal insurance coverage limits and that it could be in regard to the current legal action. Mayor White declared an interest for the reason that: I am named in a lawsuit submitted by Margaret Mercer against the Township and myself. Councillor Mercer also declared an interest for the reason that: I am involved in Libel action (brought by me) against the Mayor and the Township. Both Mayor White and Councillor Mercer were put in the waiting room until the question was answered and then they were brought back into the meeting. There were questions related to cyber crime and the Township's coverage.

### **Committee of Adjustment**

During the meeting, Council adjourned to go into COA:

Moved by Besley, Seconded by Mercer that we adjourn Council at 6:07 p.m. to go into Committee of Adjustment and reconvene as Council. Carried.

Council reconvened at 6:15 p.m.

### **Closed Session**

#### **Third Reading of By-laws**

Moved by Mercer, Seconded by McLean that By-law 45-2022 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 Neilson, 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 Council meeting held on September 15, 2022 and it be given the required number of readings and numbered 46-2022. Carried.

**Adjournment and Date of Next Meeting**

Moved by Mercer, Seconded by McLean that we adjourn Council at 7:24 p.m. to meet again on Thursday, October 6, 2022 at 5:00 p.m. or at the call of the Mayor. Carried.

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MAYOR

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CLERK