

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

The Council of the Corporation of the Township of Melancthon held a meeting on the 19<sup>th</sup> day of April, 2012 at 6:00 p.m. in the Council Chambers. Mayor B. Hill, Deputy Mayor D. White, Councillor J. Crowe and Councillor N. Malek were present. Councillor J. Elliott was absent with prior notice given. Denise Holmes, CAO/Clerk-Treasurer was also present. Mayor Hill presided.

### **Announcements**

None.

### **Additions**

- Mayor Hill - article in The Banner regarding the Dufferin Wind Project
- Dufferin Drift Busters Snowmobile Club invitation to Year End Dinner and Dance
- Report from Health and Safety Rep regarding Cemetery Grass Cutting
- Roads Issue - Inquiry regarding a broken windshield from a tree across a township road

### **Deletions**

- None

### **Approval**

Moved by Malek, Seconded by White that the agenda be approved as amended.  
Carried.

### **Disclosure of Pecuniary Interest and the General Nature Thereof**

Can be declared at this time or anytime throughout the meeting.

### **Minutes**

Moved by White, Seconded by Crowe that the minutes of the April 5, 2012 Council meeting be approved as amended. Carried.

### **Business Arising from Minutes**

None.

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

None.

### **Correspondence**

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

1. Copy of letter sent to The Honourable Jim Bradley, Minister of the Environment from Lynn Dollin, Chair, South Georgian Bay Lake Simcoe Source Protection Committee requesting the province provide funding to aid municipalities and other implementing bodies to implement the source protection plans.
2. Comments from Doug and Connie Walterhouse, re: Dufferin Wind Power Project
3. Highlights of the NVCA Board of Directors Meeting - Mar. 23, 2012
4. E-mail from Heather Hill, Howard Noble Insurance, March 29/12, re: Road Closure Policy
5. E-mail from Heather Hill, Howard Noble Insurance, April 2/12, re: Road Closure

- Policy
6. Letter from Trevor Lewis, Director of Public Works, County of Dufferin, re: 2012 Capital Projects
  7. Letter of thanks from David Tilson , re: resolution of Council regarding urban forestry in Ontario
  8. Plateau Wind Inc. Newsletter March 2012
  9. Year 2011 Reconciled Contract Policing Costs - Ontario Provincial Police
  10. Plateau Wind Inc. - re: Meteorological Tower Decommissioning
  11. Letter from Gail Gaskin/Shawn Sands regarding industrialization of the Township and responding letter from Mayor Hill
  12. Letter from Ecojustice to Wayne Wilson and Ryan Post, Nottawasaga Valley Source Protection Authority, re: Drinking Water Protection for Honeywood and Horning's Mills

Moved by Malek, Seconded by White that Correspondence Items 1 - 12 (for Information Purposes) be received as information. Carried.

# 6 - Moved by White, Seconded by Crowe that the Township of Melancthon requests that the County of Dufferin Public Works Department reconsider the time frame for reconstructing County Road 21 between 4<sup>th</sup> Line and 8<sup>th</sup> Line in Melancthon as it has come to our attention that the potential dates for reconstruction have consistently been pushed back to 2014 and the current condition of the road is extremely substandard and may be quite dangerous in certain weather conditions. Carried.

**\* Items for Council Action**

1. 2011 Compliance Groundwater Monitoring Report: Strada Aggregates: Shelburne Pit (North)
2. Letter from Chris Sheppard, re: farm severances

# 1 - CAO directed to send the Report to Bret Lemieux of Bluewater Geoscience Consultants Inc. for comment.

# 2 - refer to the Planner

**General Business - Unfinished Business**

Shelburne Library Board Budget/Agreement: Moved by White, Seconded by Crowe that the Council of the Township of Melancthon approves the 2012 Shelburne Library Budget as presented with Melancthon's portion being \$42,065.00. Carried.

Moved by Malek, Seconded by White that the Mayor and CAO/Clerk be authorized to sign the Agreement between the Shelburne Public Library and the Township of Melancthon for 2012. Carried.

**Delegations**

Mayor Hill declared a conflict on the next item as he is in the circulation area of the Planning Application. Deputy Mayor White took over as Chair.

6:15 p.m. - A public meeting had been called to consider a proposed Zoning By-law Amendment affecting lands in Part of the East Part of Lot 5, Concession 3 OS. The proposed Zoning By-law Amendment is to satisfy a condition of the granting of a consent for land severance and would rezone property from the General Agricultural Zone to the Rural Residential Zone to recognize its use for a detached dwelling. No one that was notified of the public meeting attended. The CAO read the comments received from the NVCA.

Moved by Malek, Seconded by Crowe that leave be given to introduce a by-law to

amend the main governing Zoning By-law of the Corporation being 12-1979 as amended and it be hereby read a first and second time. (D & C Vanderzaag Ltd. B2/11).  
Carried. By-law read a first and second time and numbered 16-2012.

Mayor Hill returned to the Council Chambers and resumed the position of Chair.

### **General Business - Cont.**

**2012 Draft Operating and Capital Budget and By-law** - the CAO reviewed the Report to Council. As there were no further questions, the following resolution was put forth: Moved by Malek, Seconded by White that leave be given to introduce a by-law to adopt the estimates of all sums required during the year and to strike the rates of taxation and to further provide for penalty and interest in default of payment thereof for the year 2012 and it be hereby read a first and second time. Carried. By-law read a first and second time and numbered 17-2012.

### **Delegations - Cont.**

6:25 p.m. - A public meeting had been called to consider a proposed Zoning By-law Amendment affecting lands in Part of Lots 287 and 288, Concession 3 SW. The proposed Zoning By-law Amendment is to satisfy a condition of the granting of a consent for land severance and would rezone property from the General Agricultural Zone to the Rural Residential Exception Zone to recognize its use for a detached dwelling. No one notified of the public meeting attended. The CAO read the comments received from the GRCA. Moved by White, Seconded by Crowe that leave be given to introduce a by-law to amend the main governing Zoning By-law of the Corporation being 12-1979 as amended and it be hereby read a first and second time. (D & C Vanderzaag Ltd. B42/11). Carried. By-law read a first and second time and numbered 18-2012.

### **General Business - Cont.**

Applications to Permit - Mayor Hill signed an application to permit a house addition the West Part of Lot 6, Concession 1 OS - G. Trafford.

### **New/Other Business - Addition**

Dufferin Drift Busters Snowmobile Club - Year-end Dinner and Dance invitation - no one from Council is able to go. The CAO to advise the Club of this and thank them for the invitation.

Health and Safety Representative Report - Grass Cutting - a Report was reviewed from the Health and Safety Representative about putting the two small cemeteries into the RFP for grass cutting. The CAO will deal with this when the RFP is awarded. Also, the CAO suggested about getting a high school student in need of volunteer hours to cut the grass at the Municipal Office.

Dufferin Wind Project - Article in The Banner - Mayor Hill advised that he was offended by an article in The Banner dated April 18<sup>th</sup> where Jeff Hammond, Vice President is quoted as saying that Police were hired because people have shown up drunk at public open houses and people may get hurt. The CAO was directed to send a letter to Mr. Hammond asking him for an apology for the statement he made.

### **Road Business**

"A" Gravel Tenders (supply and haul 25,000 tonnes) - Mayor Hill opened the tenders received:

Prices include applicable taxes and are per tonne:

- Strada \$9.78
- Fleshcon - \$9.61
- CBM - \$13.52
- Duivenvoorden - \$10.22
- Beaver River Stone - \$12.43
- Cox Construction - \$11.36

Moved by Crowe, Seconded by White that the Council of the Corporation of The Township of Melancthon has reviewed sealed tenders for the supply and delivery of approximately 25,000 tonnes of “A” gravel for Township roads, and we hereby award this purchase to Fleshcon at a rate of \$9.61 per tonne including applicable taxes. This purchase complies with the Township of Melancthon Procurement By-law. Copy of Fleshcon tender attached. Carried.

#### **Delegations - Cont.**

6:45 p.m. - Darlene McMann-Stringer attended Council regarding an invoice that she received for Township plow trucks sitting at a road closure on the 3<sup>rd</sup> Line OS for an accident that her son had been involved in. Ms. McMann-Stringer was seeking clarification for why she was charged such a fee because if Police had of closed the road, she had it figured out at a different amount based on our Policing Costs calculation. She also felt that it should be a shared cost. Ms. McMann-Stringer was advised that the amount she figured out would be incorrect because it didn’t include overtime for the officers being called back in and she was advised that this was the first time that this has ever happened that our trucks were used to close a road. A road closure policy has since been put into affect. Further discussion ensued and Council did not feel that this cost should be shared or reduced. Ms. McMann-Stringer advised that going forward she would like to see that all police road closures are billed back.

#### **7:10 p.m. - PUBLIC QUESTION PERIOD**

At this time the only question asked pertained to the minutes of April 5<sup>th</sup> and when they would be posted on the website.

#### **Closed Session**

7:15 p.m. - Moved by Malek, Seconded by White that Council move into a closed session meeting pursuant to section 239 of the Municipal Act, 2001, as amended for the following reasons: a proposed or pending acquisition or disposition of land by the municipality or local board; the receiving of advice that is subject to Solicitor/Client privilege, including communications necessary for that purpose regarding Biosolids matter - letters from Dianne Saxe, Solicitor. Carried.

7:28 p.m. - Moved by Malek, Seconded by White that we rise from Closed Session with no report. Carried.

#### **Delegations - Cont.**

7:30 p.m. - Tibor Ribí attended Council regarding the ditch on 240 SR and said he is having trouble with his land flooding and wants the Township to clean out the ditch. Mr. Ribí was reminded that the road ditches are there to drain the roads, not a person’s property. Council will have the Acting Road Superintendent go out and take a look at it and report back to Council.

#### **Road Business - Cont.**

Addition: The CAO advised that Lavern Galbraith had the front window of his van damaged when he hit a small tree branch that was laying across part of the road (2<sup>nd</sup> Line

NE) on April 16, 2012 and he wanted the Township to pay for a new windshield. Mayor Hill advised that Mr. Galbraith went to see him to show him the damage and the Mayor called the CAO about this. The CAO advised that she drove down to see where the tree was and removed the branch off the road. Council did not feel that it was their responsibility to pay for his window and advised the CAO to send Mr. Galbraith a letter to advise of this.

**Delegations - Cont.**

7:45 p.m. - Randy Staveley attended the Council meeting as Council had requested he come to speak to them about an accessory building that he wants to build on his property (West Part of Lot 11, Concession 1 OS). The Township has a by-law in place which restricts an accessory building if there is no dwelling on the property but does allow it, if the lot is part of a farm operation having its main building on another lot. Mr. Staveley advised that he does rent another farm around the corner. Because the by-law does not stipulate whether the person has to own this other lot, Council advised they had no objection to this. It was noted that this property is also in the NEC area. The CAO to advise the NEC that Council has no objection to the application.

7:50 p.m. - Chris and Alyse Soloman attended Council regarding ditching on the 10<sup>th</sup> Line SW. He brought in pictures of the ditch and said that his neighbour who is in Landscape Construction was willing to dig out the ditch if we supplied the culverts. Craig Micks, Acting Road Superintendent was in attendance and agreed that something needed to be done with the ditch and didn't have a problem with them doing the work so long as they kept him in the loop and it was done to Township standards. While in attendance, Mr. Soloman raised concerns about the Southgate/Melancthon Townline. As Southgate maintains this portion of road, he advised that he has called them several times and no one has returned his calls. He was advised to send something to Council in writing and the CAO would forward it on to Southgate.

**Third Readings on By-laws**

Moved by Malek, Seconded by White that By-laws 16-2012, 17-2012, 18-2012 now be read a third time, signed by the Mayor and Clerk, sealed and engrossed in the By-law Book. Carried.

**Confirmation By-law**

Moved by Malek, Seconded by White 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 April 19, 2012 and it be numbered and given the required number of readings. Carried. By-law numbered 19-2012 and read three times.

**Adjournment**

Moved by White, Seconded by Crowe that we adjourn Council to meet again on Thursday, May 3, 2012 at 9:00 a.m. or at the call of the Mayor. Carried.

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MAYOR

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CLERK