

CORPORATION OF THE TOWNSHIP OF MELANCTHON

The Council of the Corporation of the Township of Melancthon held a meeting on the 18th day of February, 2010 at 6:00 p.m. in the Council Chambers. Mayor D. Fawcett, Deputy Mayor Hill, and Councillor J. Elliott were present. Councillor J. Crowe was absent with prior notice given. Denise Holmes, CAO/Clerk-Treasurer was also present. Mayor Fawcett presided.

Additions

- Closed Session item - Personnel regarding a College Co-op Student wanting to do her placement in the Township Office
- Correction to the Agenda - the question from Dennis Sanford under Public Question Period is from Susan Sanford

Deletions

- None

Approval

S Show of hands

Disclosure of Pecuniary Interest

Nothing at this time.

Minutes

Moved by Hill and Elliott that we approve the minutes of the February 4, 2010 Council meeting as amended. Carried.

Business Arising from Minutes

Nothing.

Point of Privilege or Personal Privilege

None.

Delegations

6:05 p.m. - Alan Selby, Treasurer of the County of Dufferin attended Council and gave a presentation and overview on PSAB. He explained the impact to the Financial Statements and the new reporting that will take place now that PSAB has been implemented.

6:30 p.m. - Creasey Rezoning - A public meeting had been called to consider a proposed zoning by-law amendment that would rezone property in Part of Lot 11, Plan 34A in Horning's Mills (United Church). The purpose of the proposed by-law is to change the Institutional (I) Zone on the subject lands to a Hamlet Residential Exception Zone. The zone change would permit the use of the property for a detached dwelling and the exception provisions would include site specific lot frontage and front yard requirement to recognize the lot's existing frontage and front yard. No one that was notified of the public meeting attended. The Clerk read the comments from the NVCA which were that the NVCA has no objection to the proposed rezoning.

Moved by Elliott and Hill that leave be given to introduce a by-law to amend the main

governing zoning By-law 12-1979 as amended and it now be read a first and second time. (B. And C. Creasey - Part of Lot 11, Plan 34A). Carried. By-law read a first and second time and numbered 4-2010.

6:40 p.m. - Martin Rezoning - A public meeting had been called to consider a proposed zoning by-law amendment that would change the zoning on a portion of property in Part of Lot 30, Concession 8 NE. The purpose of the proposed by-law is to change the current General Agricultural Exception (A1-65) zone on the subject lands to a General Agricultural Exception (A1-113) zone. The proposed new exception provisions would permit the use of the A1-113 zoned lands for a woodworking shop subject to a maximum building gross floor area of 700 square metres. David Martin, et al attended the public meeting. Comments were read from the NVCA and the NVCA is recommending deferral of the by-law until they have had a chance to do a more detailed assessment of a small depressional feature on the property. Due to the time of year and snow depths, any environmental attributes associated with the feature are difficult to assess. The comments were given to Mr. Martin for his information. Council deferred the by-law pending comments from the NVCA regarding the detailed assessment.

Correspondence

1. Email from Karren Wallace regarding the Tree Cutting on West Part of Lot 28, Concession 1 OS
2. Meeting Notes from the Strada Aggregates Meeting of January 27, 2010
3. Request from the Shelburne and District Agricultural Society for financial support for the 2010 Fall Fair
4. News Release from the County of Dufferin - Celebrate Earth Week with a Presentation or Workplace Display
5. News Release from Headwaters Health Care Centre - Headwaters Health Care Centre Moves Forward to Relocate Complex Continuing Care Bed to Orangeville Site and Close 13 Beds
6. Report to Council from Karen Davidson-Lock regarding Discussions from February 9, 2010 Recreation Committee Meeting
7. Email from Marni Walsh concerning the Vote on the Potential Sale of the County Rail Corridor to the Highland Rail Group

3 - Moved by Hill and Elliott that the Council of the Corporation of the Township of Melancthon supports the request of the Shelburne and District Agricultural Society for financial support and hereby grants the Society \$300.00 for 2010. Carried.

6 - Discussion regarding the ball diamond in Horning's Mills and it was agreed that the Township has a responsibility to get the ball diamond fixed up.

7 - Deputy Mayor Hill reported that there will be a Public Meeting regarding the Sale of the Railway but he is not sure when this will be.

Correspondence on File at the Clerk's Office

1. Email from Marni Walsh regarding the installation of the Peaker Power Plant in Holland Marsh
2. Email from Marni Walsh regarding an article written by Gary Christie, President of the Nottawasaga Steelheaders regarding the Highland Companies Proposed Quarry
3. Resolution from the Township of East Luther Grand Valley regarding the 2010 GRCA Budget
4. Resolution from the Township of Amaranth regarding the 2010 GRCA Budget
5. Email from Sandy Spencer regarding the draft Demolition By-law
6. Minutes of the Mulmur Melancthon Fire Board Meeting held on December 21, 2009
7. Minutes of the Lake Erie Region Source Protection Committee Meeting held January 21, 2010

8. Email from John and Joan Lever regarding the Demolition By-law
9. Email from Kimberley Seldon regarding Clear Cutting in our Neighbourhood

General Business

Draft By-law to Provide for the Levy and Collection of the Interim Taxes

Moved by Elliott and Hill that leave be given to introduce a by-law to provide for the levy and collection of rates for the Interim Levy for the year 2010 and it now be read a first and second time. Carried. By-law read a first and second time and numbered 5-2010.

Shelburne and District Fire Department 2010 Adopted Operating and Capital Budgets

Moved by Elliott and Hill that the Corporation of the Township of Melancthon accept the 2010 adopted Operating and Capital Budgets of the Shelburne and District Fire Department with an increase of 2.1% in the operating budget and a 2010 Capital budget in the amount of \$93,000.00. Carried.

Applications to Permit

None.

New/Other Business

Resolution to Declare Councillor Kumprey's Seat Vacant

Moved by Hill and Elliott that we declare Councillor Kumprey's Council seat vacant under Section 259 of the Municipal Act. Carried.

Vote By Mail Proposal

A Draft Memorandum of Understanding was reviewed from Data Fix and the CAO showed Council a sample "Vote By Mail Kit". The cost is \$1.70 per elector and Canada Post charges approximately \$0.84 for every ballot returned. There are pros and cons of the vote by mail system. The CAO will obtain further information.

7:00 p.m. - PUBLIC QUESTION PERIOD

Written Questions:

Trevor Downey - Cash position, Could Council please state the Township's current Cash reserve? The 2009 Budget predicted a cash shortfall of \$170,000. Will the cash reserve be depleted by this amount? A - we are not clear on the question being asked and therefore the CAO has contacted Trevor Downey for clarification. The 2009 budget recognized an opening surplus of \$170,000.00.

Michael Daniher - Could Council please table two documents that have been requested in previous meetings: first, the Planner's revised workplan that allows for public consultation before the Official Plan is submitted to the province for review and, second, the budget process timetable, including provision for public consultation? A - There will be public opportunity for participation in this process. A date will be determined after receipt of the document – looking at somewhere between mid May and end of June. With respect to the budget, there will be notice provided for the budget and the 1st draft will be brought to Council on March 4, 2010 with its passage anticipated for the end of March.

Bruce Wilson - Could Council please make public the Township's economic development plan? A - The Township does not have its own Economic Development, but Deputy Mayor Hill advised that Shelburne has an Economic Development Committee, which he is

involved with and also involves a lot of businesses from Melancthon. One of the things being done right now by the Golden Triangle is a "Marketing Dufferin Plan" which will market Dufferin as a whole. While Melancthon isn't directly involved in this, it is actively involved as are many businesses in Melancthon and the Plan is to be completed by March 31, 2010.

John Lowndes - Are Township funds or other public resources made available to candidates in the 2010 municipal election? A - No.

Susan Sanford - regarding the demolition by-law. I understand that the lawyer (I am assuming Mr. Osyany) advised the Council to arrange the meeting with The Highlands Companies, resulting in "a deal being struck" between the two parties. Does this now mean that any other rate payer that challenges by-laws, may have a private meeting with council and negotiate? A - Council requested the Mayor and CAO to meet with the Highland Companies on the advice of the Planner and Lawyer. There was no deal made. A report is forthcoming on this matter from the Solicitor.

Questions from the Gallery:

Carl Cosack - Demolition Control By-law - How is it that only the Highland Companies who do not want special treatment, was granted a special meeting? A - the meeting was not precipitated by the Highland Companies and there will be a report forthcoming about this.

Harvey Lyon - Official Plan - are you saying that there will be no public meeting before the OP goes to the Ministry? A - we will have a public meeting. Harvey Lyon suggested that the public meeting be at the front end of the process before it goes to the Ministry. Council advised that it would be helpful to have prepared presentations in advance of the public meeting and there will be a question/answer period.

Karren Wallace - Last year in the FIR, the Township paid \$64,000.00 to the Planner – a man that never steps foot in this office and that the Township could get a full-time Planner for \$10,000.00 more. Will you be putting money in the budget for a full-time Planner? A - Deputy Mayor Hill responded by saying he would not support a full time Planner for lots of reasons and that we probably have received 50% of that money back from applications. This would result in a net cost to the Township of \$32,000.00.

Karren Wallace - are you saying that if you had a full-time Planner, that you wouldn't re-coup that? A - No. It was also advised that the fact that the OP is five years behind is not Council or Jerry's fault. Every time we get a draft done, the Province introduces new legislation.

John Lever wanted to know if he could ask a question after the 401 Energy Presentation? A- yes.

Wayne Hannon - re: Town of Caledon's CCRS study - Is Melancthon considering doing this kind of a study to clearly lay out where the aggregate resources are for future. Caledon set out what was acceptable and what wasn't. There is a lot of development coming and they are going to need this (aggregate). We need to protect roads, etc. and which routes should be taken. A - we have not considered it but will think about it.

Councillor Elliott also commented that this was a fairly involved study and there were areas that would allow it and where they wouldn't depending on population, density, etc. and it cost them quite a bit of money. This is not something we are looking at but we could find out what is involved and the cost. Wayne Hannon - maybe the Township could do a step down study?

Nanci Malek - are any Councillors going to OGRA and if you are, have you requested any delegations with Ministers? A - Mayor Fawcett is going and no she hasn't requested any delegations.

Rob Uffen - regarding the vacancy left by Councillor Kumprey. In the event that there

are multiple applications, how will you choose them? A - it will be the same process as last time. The applicants will be short listed and we had them come in to a Council meeting and we had prepared questions that we asked which were numbered and pulled out of a hat and then Council chose the person. Rob Uffen - how many applicants have put in? A - there are two in.

Delegation - Cont.

Bill French and John Kidd, who are the majority landowners of the Farm Owned Power (Melancthon) Ltd., wind power project attended Council on behalf of 401 Energy Limited. Mr. French explained the details of the project and advised who the Board of Directors are for the Farm Owned Power Project. The Farm Owners own 51% of the project and 401 Energy owns 49%. The economic benefits of the project will support the farm families that live and work in Melancthon. Mr. French advised that once the engineering studies are complete on the turbine site locations and the renewable energy approval process proceeds, the Council and residents of Melancthon will know the details of the project. Mr. French also advised that a Public Notice from 401 Energy Ltd. will be appearing in the paper the week of February 22nd for public participation in the project.

John Lever asked Mr. French if he could tell them which farmers were getting the turbines? Mr. French advised that the engineering report is being worked on and when it 's complete (by March 31st), the people will know.

Road Business

Allen Braiden was not in attendance for this Council meeting and the CAO presented a breakdown of costs that was received from RJ Burnside and Associates for the 2nd Phase of the Main Street in Horning's Mills. Allen advised the CAO before the meeting, that the Township has to have the design of the project completed before we can obtain the permit and the cost is \$35,000.00. The Township can have the design completed in order to obtain approvals and do the construction in 2011. This item deferred to the March 4, 2010 Council meeting.

Closed Session

7:40 p.m. Moved by Elliott and Hill that we move into Closed Session in order to discuss a matter pertaining to personal matters about an identifiable individual, including municipal or local board employees; labour relations or employee negotiations. Carried.

7:50 p.m. - Moved by Elliott and Hill and we rise from Closed Session with report. Carried.

The CAO to forward the properties eligible for tax arrears registration to the Solicitor and to speak to the student interested in doing her Co-op Placement at the Municipal Office.

New/Other Business - Cont.

Third Reading on By-laws

Moved by Elliott and Hill that By-laws 4-2010 and 5-2010 now be read a third time, signed by the Mayor and Clerk, sealed and engrossed in the By-law Book. Carried.

Adjournment

7:55 p.m. - Moved by Hill and Elliott we adjourn Council to meet again on Thursday,

March 4, 2010 at 9:00 a.m. or at the call of the Mayor. Carried.

MAYOR

CLERK