

CORPORATION OF THE TOWNSHIP OF MELANCTHON

The Council of the Corporation of the Township of Melancthon held a meeting on the 21st day of October, 2010 at 6:00 p.m. in the Council Chambers. Mayor D. Fawcett, Deputy Mayor Hill, Councillor J. Crowe, Councillor J. Elliott and Councillor D. White were present. Denise Holmes, CAO/Clerk-Treasurer was also present. Mayor Fawcett presided.

Additions

- Request from Shelburne Iron and Metal to dispose of clean fill
- Deputy Mayor Hill - item for Closed Session regarding a personal matter about an identifiable individual - Mulmur Melancthon Fire Department (as a result of a meeting this afternoon)

Deletions

- Delegations of Six Nations Council and Karren Wallace

Approval

S Show of hands

Disclosure of Pecuniary Interest

Nothing at this time.

Minutes

Moved by White, Seconded by Elliott that the minutes of the October 7, 2010 Council meeting be approved as circulated. Carried.

Moved by Hill, Seconded by Crowe that the minutes of the Special Meeting held on September 13, 2010 be approved as circulated. Carried.

Business Arising from Minutes

The CAO advised that she was speaking to Barb Veale regarding the Cumulative Effects meeting to be held on October 27, 2010 and it is for municipal representatives only, however, if the public have questions regarding the report, they may call her. She also advised that this does not apply to quarry applications as they have different standards and this only applies to the sand and gravel process.

The CAO advised that she spoke with Steve McCarthy of the Snowmobile Club and he advised that the "No Trespassing" signs should not have been put up on road allowances and was done by mistake. They use those signs on private property. As of today, the signs have been removed and he is sorry for the inconvenience.

Point of Privilege or Personal Privilege

None.

Correspondence

1. Email from Joan Lever regarding 401 Energy
2. Request for Comments from the Niagara Escarpment Commission regarding NEC Amendment PC 183 10 - Significant Woodlands
3. 2010 Semi-Annual Contract Policing Costs from Ontario Provincial Police

4. Comments from John Parr on the Strada Pit # 2 Proposal
5. Invitation from Crime Stoppers Simcoe-Dufferin-Muskoka regarding the 12th Annual Crime Stoppers Gala
6. Copy of a letter that Lyle Parsons sent to the Ministry of Environment regarding 401 Energy
7. AMO Breaking News regarding Municipal Hazardous and Special Waste
8. Comments from MHBC Planning, Strada Aggregate's Consultant, regarding the Official Plan Amendment and Zoning By-law Amendment
9. NVCA Highlights - October 8, 2010
10. Letter from the Highland Companies in response to Ken Phillip's letter of September 24, 2010 regarding soil removal at the West Part of Lot 20, Concession 1 OS
11. Letter from Andrew Osyany, Township Solicitor, regarding the draft Salvage Yard By-law
12. Copy of a letter that the Township of Amaranth sent to the Minister of Energy regarding the Whittington Wind Farm Project and Farm Owned Power (Melancthon) Wind Farm
13. Memorandum from GW Jorden, Township Planner regarding the Draft OP Submissions from Hunter and Associates and Joan Lever

1 - send to 401 Energy

2 - Moved by Hill, Seconded by Crowe that the Council of the Corporation of the Township of Melancthon supports the proposal submitted by the Niagara Escarpment Commission Plan Amendment PC 183 10 regarding Significant Woodland. Carried.

7 - check the wording in the 2nd paragraph

10 - CAO asked to forward the letter to Ken Phillips and Nanci Malek

11 - the CAO to obtain further clarification on compliance issues

Correspondence on File at the Clerk's Office

1. Minutes - Shelburne Public Library - June 15, 2010
2. AMO Watch File - October 7, 2010 and October 14, 2010
3. Minutes - Mulmur Melancthon Fire Board - October 5, 2010
4. Minutes - Lake Erie Region Source Protection Committee - September 2, 2010

General Business

Applications to Permit

The Mayor signed the following applications to permit:

- a single family dwelling on the East Part of Lot 24, Concession 3 OS - F. Morrell
- a storage shed on Part of Lot 12-14, Concession 10 SW and Part Lot 15, Concession 9 SW - G. Keeler

Discussion ensued regarding the next application of Shelburne Iron and Metal to build a workshop and cold storage on the East Part of Lot 11, Concession 2 OS and the consensus was that it be approved because what they are going to be doing in the building will enhance the operations and it was felt that it wasn't a good idea to delay it (because of pending draft Salvage By-law).

Extended Coverage for Phone System

The warranty on the phone system expires on October 27, 2010 and the cost to put

warranty on for one year is \$1,689.35. As this amount was not budgeted for and it was quite expensive, the CAO to advise the company that we did not wish to put the extended coverage on.

New/Other Business

Holiday Hours - Municipal Office

The CAO asked permission to close the office from Friday, December 24, 2010 until Monday, January 3, 2011 so that staff could use some of their holidays and also that they would use their lieu day from Saturday, January 1st for Friday, December 24th as they would like to return on the Monday as it is a Council week. Permission was granted. The closure to be advertised on the website and on the front door.

Unfinished Business

Sherk Rezoning

Information has been obtained from Wellesley Township and forwarded to the Planner. The Planner has commented and that information will be in the agenda package for the next meeting.

Southgate Recreation Agreement

Still working on this. Hope to have the new wording for the capital section the next meeting.

Specialty Crop

An email was received from Andrew Doersam, MMAH advising that he was not able to provide coordinated provincial comments for this meeting but felt that in addition to those comments, it may be appropriate for the Ministry to meet with the Township and discuss the proposal further and would try to forward a letter in this regard soon. Council advised that yes, they would like to meet with MMAH.

New Business

Mayor Fawcett advised that she had attended the Elder Abuse Awareness Session and spoke on the presentation.

As Karren Wallace was in attendance and Council had finished all the matters on the Agenda, except for Closed Session, she asked Ms. Wallace if she would like to do her presentation. Ms. Wallace advised that she was not doing her presentation as it had been indicated on the website that her delegation was cancelled and she had not prepared anything. She advised Council that they need to have their Municipal Representative from Municipal Affairs come and speak to Council.

Closed Session

6:30 p.m. - Moved by White, Seconded by Elliott 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 regarding the Mulmur Melancthon Fire Board. Carried.

6:45 p.m. - Moved by White, Seconded by Elliott that we rise from Closed Session with no report. Carried.

Council took a break and reconvened at 7:00 p.m.

PUBLIC QUESTION PERIOD

Harvey Lyon inquired about when the next draft Official Plan meeting had been scheduled for? The Clerk read an excerpt from the minutes that Mr. Jordan was going to amend various sections in the OP, provide written comments to Garry Hunter and Joan Lever, speak to various agencies and come back to Council with a revised draft. He is hopeful that this will be the draft that Council feels comfortable sending to the Ministry. He advised that he is not sure of timing and whether it would be done during this term of Council.

Merv Parker asked who the By-law Enforcement Officer was? He was advised that it was Tom Rosser through the County of Dufferin. He was advised that Mr. Rosser is off on leave and that Mike Giles is currently looking after By-law Enforcement. Mr. Parker inquired about the procedure for complaints. He was advised to fill out a complaint form and it would be sent to the By-law Enforcement Officer. He was advised that it was not a 24-hour process.

Wayne Hannon inquired about the status of his by-law complaints from previous meetings. The CAO advised that she contacted the County and the complaint would not fall under the Property Standards By-law. She then advised that she called the MNR in Peterborough and was advised that there was nothing they could do. They cannot force the owner to do anything with the grain but did say that if the complainant wanted to hire a hunter as his agent to spook, deter intimidate the coyote, that would be ok. Regarding the other complaints, Mr. Rosser is on leave so she has not heard from him.

Wayne Hannon says that it is rumoured that there is an abandoned well pipe on a neighbour's property that is about 100 years old and in a flood plain wetland area and is in a close area of a cattle wintering yard and the Westcott Drainage Works. He wanted to know what the effect this would have on people. He wanted to know if the municipality had a list of abandoned wells and he was advised that we did not as the registry was only started about 25 years ago. Mr. Hannon was asked to show us on the map where this was but he did not want to as it was rumoured to be there. Discussion ensued about the program offered by OMAFRA to decommission the wells and that no municipality has full records of these wells. The NVCA was asking property owners at one time to disclose abandoned wells on their property but this was voluntary. Mr. Hannon thought that Southgate had mapped them all but doesn't know how extensive it was. Councillor Elliott to follow up with Southgate.

Karren Wallace regarding the Ken Phillips contaminated soil removal letter. She read out parts of an email received from the MOE. She presented this email to Council and asked that it be put on the Agenda for the next meeting to form part of the public record.

Beverly Parker - has anyone seen the Agreement between Strada and CBM to extract gravel. She was advised that we had not. Are we aware of the extraction? She was advised that yes we are aware and that it is approximately 5 acres. She wanted to know what legal agreement Strada has in place for them to use the 3rd Line OS as a haul route. She was advised that there is no agreement as it is not an approved haul route. Ms. Parker then asked, if they are extracting gravel from the Moyer pit, then there is nothing prohibiting them from using the 3rd Line? She was advised that technically not, but they are adhering to their site plan and they are using their own scale and scale person so it would not make sense for them to use the 3rd Line. It was suggested that we should contact the MNR to enlighten ourselves on the Agreement. The CAO to do this.

Wayne Hannon regarding the barn on the neighbouring property, there is furniture in there that has vermin and there are lights on in the house even though there are no hydro wires so what is it connected to? It was suggested that maybe they were using a generator but Mr. Hannon advised that there is no noise.

Karren Wallace - regarding GW Jordan's bills for in house planning services, does he charge travel time? She was advised that he does not.

Wayne Hannon - regarding the Mennonites – when they rezone, how do they do this? Is it the shop and two acres? The CAO will look at the files.

Beverley Parker - sent an email last Sunday night to Council and did they receive it? The CAO advised that it was in the file to go in the next Council meeting Agenda package as it was not received by 12 noon on Friday. Ms. Parker said it didn't need to go on the Agenda and it was only for Council. The CAO will forward to the members.

Wayne Hannon regarding the County Forest and is it permissible to ride a horse through the forest? He was advised that as long as it didn't have a motor it could be taken through the forest. Mr. Hannon advised that there are a lot of trees cut down blocking the paths. Mayor Fawcett advised that yes some trees were cut down for regeneration and sold. Mr. Hannon asked her if she could look into this and have the paths reopened. He also indicated that there is significant activity taking place on about 1000 acres of property. He was advised to call the OPP. He said he has and they have not responded and there are going to be big issues here and that this is a Police Services Board issue. Chair Crowe advised that this is the first time he's hearing about this and he will gladly take it up at the next meeting.

Adjournment

7:25 p.m. - Moved by Hill, Seconded by Crowe that we adjourn Council to meet again on Thursday, November 4, 2010 at 9:00 a.m. or at the call of the Mayor. Carried.

MAYOR

CLERK