

## CORPORATION OF THE TOWNSHIP OF MELANCTHON

The Council of the Corporation of the Township of Melancthon held a meeting on the 7<sup>th</sup> day of October, 2010 at 9:00 a.m. in the Council Chambers. Mayor D. Fawcett, Deputy Mayor B. 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

- two items for correspondence (one has been posted on the website)

### Deletions

- None

### 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 September 23, 2010 Council meeting be approved as amended. Carried.

\*a couple of typographical errors fixed in the minutes\*

### Business Arising from Minutes

Deputy Mayor Hill asked the CAO if the information from Strada on the tonnes removed from pit was received. The CAO advised that it had not been received. The CAO to follow up with Strada on this.

Southgate Recreation Agreement - the CAO of Southgate and CAO of Melancthon will work out the wording for the section regarding capital expenses.

Beverly Parker question about industrial taxes at last meeting. CAO explained that a journal adjustment entry was made to the wrong account and that is why the number was much larger last year. It has been corrected and an amended version posted on the website.

### Point of Privilege or Personal Privilege

None.

### County Council Update

The County Council in Brief for September 9, 2010 was reviewed.

### Committee Reports

Each Council member reported on the meetings they had attended and the written reports are kept on file:

**Mayor Fawcett** - Source Water Protection

**Councillor Crowe** - Police Services Board - September 20, 2010

**Councillor Elliott** - Southgate Recreation - September 30, 2010; Shelburne Fire Board - October 5, 2010

### Correspondence

#### Addition

1. Comments from GW Jorden regarding the proposed submission on Draft Source Water Risk Assessment Report (this was posted on the Township's website)
2. Invitation from the Dufferin Grey ATV Club Appreciation Dinner on October 8, 2010 at Steve's BBQ in Markdale

#### Package

1. NVCA Highlights September 17, 2010
2. Email from Joan Lever regarding Objection to Melancthon's Draft 2010 Official Plan
3. Email from Joan Lever - regarding wind turbines, proposed quarry, demolition of homes, etc. and an article regarding TransAlta
4. Email from Michelle Dunne, County of Dufferin regarding the Dufferin Active Transportation and Trails Master Plan
5. Email from Michelle Dunne, County of Dufferin regarding By-law No. 2010-29 - Authority for Waste - Third Reading and Triple Majority Received
6. Letter from Ken Phillips regarding contaminated soil removal on West Part of Lot 20, Concession 1 OS
7. Letter from Karren Wallace - further objection to the Strada OPA 17 and Zoning By-law Amendment
8. Letter from Dundalk and District Credit Union Limited regarding a statement made during the September 9, 2010 Public Question Period regarding a member of the Board of Directors
9. Letter from Joan Lever regarding the Strada Statutory meeting held on September 23, 2010
10. Email from Telecheck Dufferin (forwarded by Mayor Fawcett) advising that the Dufferin and Ontario Networks for Prevention of Elder Abuse are hosting a highly educational day celebrating October 19<sup>th</sup> as Provincial Elder Abuse Awareness Day

# 2 - CAO to forward to Jerry Jorden

# 3 - received as information

# 5 - the CAO read an email from Gary Tomlinson, MOE who will be providing a more detailed memorandum on a question raised by Melancthon Council which was could the Township still provide its current services to its residents if and when the County takes over the waste assumption without affecting its COA.

# 6 - the CAO advised that according to the MOE, under Reg. 153, the owners do not require a Site Condition Permit as they are not changing the use and that they are aware of the situation and are on it. Councillor Elliott advised that in answer to the questions in the letter, there are no gas tanks buried on site. They did find some soil with some stain on it and it will be disposed of in an approved landfill (not Melancthon's) by contractors that are licensed by the MOE. The CAO to pass this information on to Mr. Phillips.

# 8 - received as information - the Dundalk District Credit Union has asked that the following be entered into the Public Record regarding Mr. David Cowen: "that no

member of the Board of Directors has any authority to approve loans for general members of the Credit Union". A statement made during the September 9, 2010 Public Question Period misrepresented the position and authority of Mr. Cowen as well as incorrectly described the operations and procedures of the Credit Union.

# 9 - CAO directed to send to Jerry Jorden as well as Strada's Consultants.

# 10 - Mayor Fawcett advised that she would be attending this

#### Correspondence on File at the Clerk's Office

1. Thank you card from Mary Atkinson
2. Information about Waste Reduction Week - October 18<sup>th</sup> - 24<sup>th</sup>
3. Resolution from the Town of Orangeville regarding transfer of control of waste management services
4. Notice of the passing of zoning by-law 2010-36 from the Township of East Luther Grand Valley
5. Notice of Intent to Remove a Holding Provision from Zoning By-law 38-2007 from the Town of Shelburne
6. AMO Watch File September 23<sup>rd</sup> and 30<sup>th</sup>
7. Resolution from Township of Mulmur supporting the Town of Shelburne's resolution regarding Headwaters Health Care Board of Directors gifting the Shelburne site to the County of Dufferin

#### General Business

##### Accounts

Moved by Hill, Seconded by Crowe that the general accounts in the amount of \$717,204.25 be approved as circulated. Carried.

##### GRCA Cumulative Effects Assessment (Water Quality and Quantity) Best Practices for Below Water Table Sand and Gravel Extraction

The above was reviewed and all of Council advised that they would attend the meeting on October 27, 2010.

##### Applications to Permit

Mayor Fawcett signed the following application to permit:

- a workshop and storage on West Part of Lot 15, Concession 1 OS - Leonard Coombs

Two applications to permit the following were presented, however, were not signed:

- a workshop and cold storage on the East Part of Lot 11, Concession 2 OS - Shelburne Iron and Metal - **Council would like to do an onsite visit to the property to see where the proposed workshop is going.**
- a single family dwelling (relocating from another property) on Part of Lot 25, Concession 5 NE - T. Fielder - **as this involves leaving the current dwelling on the property, an agreement will have to be signed to say that it will be removed once the new home is there.**

##### New/Other Business

Mayor Fawcett informed the rest of Council as to what was happening at the Hall. The

wall has been dug out and window wells put in, the wall has been black coated. Tree was removed and you could see where the roots were starting to work their way to the building. Before any other work is done on the hall, Councillor White would like to go over and have a look as he has construction knowledge.

### Unfinished Business

#### Township of Southgate Recreation Agreement

Already discussed under Business Arising from Minutes.

#### Eli Sherk Rezoning - Lot 32, Concession 3 and 4 NE - Letter from Harvey Lyon

This item deferred until we receive the information (criteria from Wellesley Township on machine shops) from Eli Sherk that the Council had asked for.

#### Specialty Crop - Peer Review

No information has been received from MMAH so the CAO will follow up with them again as well as OMAFRA.

### Delegations

9:45 a.m. - Rick Riddall, Landfill Supervisor attended Council with his monthly update. All of the scrap, tires, wire, appliances, etc. have been removed from the site. The burn pile needs to be burned and pushed over before winter. All locks on the monitoring wells have been oiled making them easier to open. The walkie talkies are three years old and batteries need replaced – is cheaper to buy new ones. The Township pickup truck will need to be picked up earlier now that the times have changed to winter hours on Fridays. He can have the pickup until December 1<sup>st</sup> – then it will be needed by the Road Department.

9:50 a.m. - Council took a 10 minute break and reconvened at 10:00 a.m.

### Road Business

Allen Braiden, Road Superintendent attended Council and presented the accounts. Moved by White, Seconded by Elliott that the road accounts in the amount of \$254,544.04 be approved as circulated. Carried.

Allen received a request from Maurice Hickey from IPC to widen the intersections at 4<sup>th</sup> Line NE and 250 Sideroad and Dufferin County Road 9 and 4<sup>th</sup> Line NE. As we have done this in the past, Council did not have an issue with it so long as they put it back to the way it was. There should be an agreement put in place.

Allen reported that when they were working on the shop doors, the weather stripping that was quoted will not work. The stripping that is required will cost an extra \$400.00. Council did not have a problem with this and it was noted that a resolution for this amount will have to be passed before the end of the year. Also, Allen would like Council to have a look at the doors as there is additional work that should be done inside – this will have to be incorporated into the 2011 budget.

Winter help - Allen has a person interested in the position that has owned his own truck for 20 years and has snow plowing experience as he used to drive for Arnold's. Allen asked if there was any chance of increasing the starting rate as it is hard to compete with the other municipalities – current rate is \$17.32. The CAO and Councillor Crowe to work on the grid for seasonal employees.

Allen reported that CHD has finally agreed to do the ditching on 300 Sideroad. When this has been completed, all of the deficiencies have been corrected.

The letter from Bart Malloy was discussed. It was reported that it is not Strada trucks that are using that road. Allen was asked to put counters on the road for at least one week. Allen to notify the pits in the area to advise them to use the established haul routes. Trucks in Horning's Mills were also discussed at this time.

#### 10:30 a.m. - PUBLIC QUESTION PERIOD

Several written questions were received from Joan Lever. Mayor Fawcett advised that she would speak to Mrs. Lever as there were some inaccuracies in her statements. For example, Mayor Fawcett advised that her son does not drive a gravel truck – he works for a cement company. She has a son-in-law who has his own construction company and she declared a conflict on the landfill sand tenders because he had put one in. These things need to be clarified.

Nancy Malek regarding the contaminated soil. She would like the Highland Companies to provide a written response to her and to Ken Phillips. The Highland Companies will provide a letter to Council to be provided to Ms. Malek and Mr. Phillips.

Ms. Malek also inquired as to whether or not the Cumulative Affects meeting to be held on October 27<sup>th</sup> would be open to the public/candidates. The email specified that it was for municipal representatives but the CAO will inquire.

Ms. Malek asked if we could allow no trucks in Horning's Mills. Mayor Fawcett said what happens if you need your septic tank cleaned out? Ms. Malek said it would just be for gravel or could we post no trucks over 5 tonnes because there are lots of children, pets, elderly people. They are not obeying the 40 km speed limit.

John Lever regarding the bridge on 15 Sideroad. Is the weight determined by gross vehicle weight or per axle weight? When it says 10 tonnes – is that full or empty. It was advised that it would be full and that generally the weight is 5 tonne per axle. MTO is responsible for setting it.

Harvey Lyon regarding Eli Sherk - has Jerry ever commented on setting criteria. The response was not that we are aware of. We are waiting on criteria from Mr. Sherk from another municipality. When this all started, we had no idea where it was going to go. We said that we would get this criteria and pass it along to Jerry to get in the new OP. The CAO to obtain this information from Wellesley Township.

Merv Parker inquired as to right of ownership and the relationship between the Township and the Snowmobile Club as he has seen no trespassing signs posted on 270 Sideroad and 7<sup>th</sup> Line SW and this is a public road. It was also mentioned that these signs have been seen on 2<sup>nd</sup> Line SW and 270 Sideroad as well as in the NE survey. Deputy Mayor Hill spoke on the OFSC trails and the CAO was asked to have someone from the Snowmobile Club attend the next meeting.

Wayne Hannon commented that trucks are using the 4<sup>th</sup> Line from County Road 17 to Highway as a haul route.

Mr. Hannon also mentioned that the culvert on the 5<sup>th</sup> Line south of County Road 21 is plugged and he has spoken with Allen about it and Allen advised that an owner did not want it cleaned out and that he would have to ask Council. If the water is impacting the road it would have to be cleaned out. Wayne indicated that the water is backing up to County Road 21. Allen Braiden was called in to the meeting about this and he advised that the culvert was cleaned out yesterday but it is full again and he will be calling the trapper in. Wayne advised that there has been significant tree loss on his

property.

Bev Parker regarding the budget on the website and the residential tax collected in 2010 is less than in 2009 but her taxes still went up and she wanted to know why? The CAO explained that the tax rate did go down in 2010 (Melancthon has the lowest tax rate in the County) and that is why there was less residential tax collected. The reason for her increase is probably due to the 4-year phase-in of assessment. Even though the tax rate went down it doesn't necessarily mean the taxes will too. She wanted to know if this had anything to do with demolished homes and the CAO advised that it did not because the company has not applied for a reduction in taxes and are still paying as if the house was still there. A calculation regarding this was done and the CAO will send to Ms. Parker.

Rob Uffen regarding the draft salvage by-law and is there any word on it and felt that the by-law should be handled before the permit is issued for Shelburne Iron and Metal to build a 5,000 square foot building. The CAO to contact the lawyer again. Councillor Crowe commented that he doesn't see how that would impact the by-law because the by-law doesn't state what size of building to put up.

John Lever regarding 401 Energy. He said that Lyle Parsons advised that this was not a Statutory meeting because they did not disclose the size, location, etc. of the turbines at the meeting held on September 29, 2010. Discussion ensued about this and Mr. Lyon advised that they have to have another meeting under the Act. Councillor Elliott stated that she has been assured there will be another meeting and the reports, location, etc. will be available at that meeting. There is information on this in the FIT program. It was mentioned that the notice said this was the 2<sup>nd</sup> public meeting.

Wayne Hannon advised that he does not speak on behalf of Farm Owned Power but said there was an information meeting held in Honeywood. There is something in the Act about a 60 day period after notice has been given for another meeting.

Wayne Hannon - advised that an area of land on a neighbouring property was worked up for a grain crop which hasn't been harvested and now contains a lot of rodents and vermin and now the coyotes and wolves are coming close to his building. He is trying to run a legitimate farming operation and he does not want the vermin coming into his barn and is very concerned for his safety with the coyote coming this close. The CAO was to check the property standards by-law as well as to check with the MNR. The weed inspector could also be called. While on the topic of the weed inspector, Mr. Hannon advised that another patch of the leafy spurge has been found on this property and can we get this plowed down?

#### Adjournment

11:00 a.m. - Moved by Hill, Seconded by Crowe that we adjourn Council to meet again on Thursday, October 21, 2010 at 6:00 p.m. or at the call of the Mayor. Carried.

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MAYOR

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CLERK