

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

The Council of the Corporation of the Township of Melancthon held a meeting on the 21<sup>st</sup> day of April, 2011 at 6:00 p.m. in the Council Chambers. Mayor B. Hill, Deputy Mayor D. White, Councillor J. Crowe, Councillor J. Elliott and Councillor N. Malek were present. Wendy Atkinson was also present. Mayor Hill presided.

### Additions

- Shelburne & District Fire Department 2011 Operating & Capital Budget
- Confirmation By-law
- Mulmur-Melancthon Fire Board
- Cat Loader repairs
- Deputy Mayor White - Closed Session - Mulmur Melancthon Fire Board Update
- Mayor Hill - Unfinished Business - Draft Letter to Maria Van Bommel
- Rail Line Report

### Deletions

- None

### Approval

Show of Hands.

### Disclosure of Pecuniary Interest

Councillor Elliott declared a pecuniary interest on Item #2 under Items for Council Action.

### Minutes

Moved by White, Seconded by Crowe that the minutes of the Council meeting held on April 7, 2011 be approved as circulated. Carried.

### Business Arising from Minutes

Councillor Crowe inquired as to whether anything had been received from AMO regarding the CAA recommendation on HST. The response received was read aloud. Councillor Elliott to look into this matter further and report back to the next meeting.

### Point of Privilege or Personal Privilege

None.

### Correspondence

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

1. NVCA 2011 Municipal Levy
2. Niagara Escarpment Plan Amendment PC 172 08 (Agricultural Policies and Related Housekeeping)
3. GRCA Minutes April 2011
4. Introduction letter from the Metis Nation of Ontario
5. Resolution from the Township of Adjala-Tosorontio regarding Highland Company Proposed Quarry in Melancthon
6. Copy of letter and resolution sent to the Ministry of Natural Resources

- from the Town of Shelburne regarding Melancthon's request for an extension under the ARA
7. Copy of letter and resolution sent to the Ministry of Natural Resources from the Township of Clearview regarding Melancthon's request for an extension under the ARA
  8. Copy of letter and resolution sent to the Ministry of Natural Resources from the Township of Mulmur regarding Melancthon's request for an extension under the ARA
  9. Copy of letter sent by Township of Mulmur to Premier Dalton McGuinty regarding comments made by the Hon Minister of Natural Resources concerning the proposed Highland Companies application for a quarry in the Township of Melancthon
  10. Resolution from the Town of Mono regarding the Municipality of Grey Highlands Resolution on Wind Projects
  11. Email from Irena Cooney and others regarding a Letter of Opposition for the Proposed Rogers Wireless Communication Tower and an article from the Peterborough Examiner
  12. Email from Ron Wheeler regarding Irena Cooney's comments regarding a Proposed Rogers Communication Tower at 581099 County Road 17 in the Township of Melancthon
  13. Letter from M.P.P. Sylvia Jones congratulating the Township of Melancthon on their success in receiving a grant of \$116,800 from the Ontario Trillium Foundation
  14. Resolution from the Township of East Luther Grand Valley regarding Melancthon's request for an extension under the ARA
  15. Resolution from the Town of Mono - Rail Corridor Lands
  16. Resolution from the Town of Mono - Arbour Farms
  17. Resolution from the Township of Amaranth regarding Melancthon's request for an extension under the ARA
  18. Resolution from the Township of East Garafraxa regarding Melancthon's request for an extension under the ARA
  19. Resolution from the Town of Mono regarding the Application for Issuance of a Class A License 319574 Nova Scotia Company (Operating as the Highland Companies) EBR Registry Notice: 011-2864, Ministry Reference No.: MNR Inst. 1911
  20. Resolution from the Township of Southgate regarding the Highland Companies' application under the Aggregate Resource Act
  21. Letter from John Wilkinson, Ministry of the Environment, thanking Mayor Hill and his delegation for their meeting at the 2011 ROMA/OGRA Combined Conference

Moved by White, Seconded by Crowe that Correspondence Items 1-21 (Items for Information Purposes) be received as information with the exception of Item #4, 11, 12 and 21. Carried.

Items number 4, 11 and 12 are to be sent to the Planner, Jerry Jorden for his information with a request for comments on Item 11 and 12. Also Council directed further that regarding Item #4 a letter be sent to the Métis Nation of Ontario thanking them for their submission and inviting them to a meeting of Council. Item #21 - Letter for review for next meeting to be drafted by Mayor Hill and Deputy-Mayor White.

**\* Items for Council Action**

1. NVCA letter of confirmation of local Source Protection Authority Membership
2. Letter from David Elliott stating he would like to establish a MTO licensed inspection station at 118387 2<sup>nd</sup> Line S.W. and requesting a letter from the municipality stating this is a permitted use with the current property zoning
3. Letter from Jim and Susan Bone requesting that Council reconsider/revise the draft for the proposed plan for Riverview before it becomes official

Item #1 - CAO to provide written confirmation to NVCA.

Item #2 - Councillor Elliott declared conflict of interest on the next item and left the Council Chambers. The CAO was directed to request something in writing from the Planner for the next meeting.

Councillor Elliott re-entered the Council Chambers.

Item #3 - Council directed the letter be sent to Jerry for comments and to advise Mr. and Mrs. Bone they need to make a formal request in the form of an Official Plan Amendment.

### Delegations

6:15 p.m. - Lyle Parsons made a presentation on the Environmental Assessment Act and the Melancthon Mega Quarry by the Highland Company. He advised Council that he was presenting as a private citizen residing in Melancthon just north of the proposed quarry location. He suggested that the Township may wish to consider the 2400 (approx) acre proposed quarry in Melancthon be designated under the Environmental Assessment Act. This designation should also include any associated transportation components including possible rail haul. Mr. Parsons advised that Ontario Legislature enacted the EAA in 1975 to deal with large private sector undertakings of this type. The EAA provides a fair and reasonable legal process that can consider the environmental impacts expected of this proposed undertaking. Mr. Parsons provided a comparison document pointing out some of the differences between the legislative requirements of the ARA, the Planning Act and the EAA. The designation of this project under the EAA would transfer the responsibility for environmental decision making from the Minister of Natural Resources to the Minister of the Environment. The Minister of the Environment's primary mandate under the EAA is "the betterment of the people of the whole or any part of Ontario by providing for the protection, conservation and wise management in Ontario of the environment". Mr. Parsons also advised that he had included a legal opinion from John Tidball, a Certified Specialist in Environmental Law, advising there are no legal restrictions for anyone requesting a designation. Mr. Parsons thanked Council for the opportunity to make his presentation and a copy was left for the CAO. Council thanked Mr. Parsons for his presentation.

6:30 p.m. - John Duivenvoorden attended the meeting regarding a road agreement for the 4<sup>th</sup> Line O.S. Discussion ensued and the matter was deferred to the Roads Committee.

### General Business

Plateau Wind Project - Final Schedule A & B with maps for Melancthon RUA - Comments received from Gord Feniak (R.J. Burnside & Assoc.) and Road Superintendent, Allen Braiden stating they had reviewed the drawings and had no concerns. Councillor Malek advised she had a concern at 250 Sideroad with the power points. She is to provide her concern in writing to be forwarded to Plateau.

### Applications to Permit

Mayor Hill signed the following application to permits:

- garage on Pt Lot 261-265 Concession 1 SW, Lot 261 Concession 2 SW (S. Barnes)
- tower silo, feedroom on Lot 28, Concession 8 NE (A. Frey)
- addition to sow barn, Part Lot 27, Concession 9 NE (E. Martin)
- covered barn, yard, manure storage on Lot 27, Concession 4 NE (A. DeMichele)

An application for a concrete water recycling holding area and a potato storage was received from 3191574 Nova Scotia Company on Lot 21, Concession 2 OS. Council directed these applications be reviewed by the Planner on Wednesday when he is in the office and if everything is satisfactory the CAO to sign.

#### Delegations cont'd

6:45 p.m. - Horning's Mills Hall Board members Debbie Fawcett, John Henderson and Sarah Harrison attended the meeting regarding the Trillium Grant. Discussion took place on the best way to proceed, whether to sole source or RFP. Discussion ensued regarding one contractor as opposed to multi-contractors. It was noted that a project manager was not included in the costs. The first step is to have drawings completed and then decide on the next step. All financial accounting will be administered by the Township. There is a separate account set up for fund raising. Debbie Fawcett addressed items such as fully accessible doors, new furnace, lift, reconfiguring the ramp, etc. Councillor Elliott thanked Debbie for the enormous amount of work she has put into this project and stated she would like to continue to see her input. Debbie advised she would be willing to be the day to day contact person as she has a lot of knowledge and it would save costs. Discussion ensued and it was agreed that one general contractor would be the best idea. It was decided that an RFP should be advertised for drawings.

#### Road Business

Moved by Crowe, Seconded by White that the Council of The Corporation of The Township of Melancthon has identified an immediate need for cooling system repairs to the Caterpillar Model 930 Loader and we hereby authorize the needed repairs be done by Toromont Cat for a quoted price of \$2046.11 including taxes. This expenditure conforms with the Melancthon Township Procurement By-law as an immediate need. Carried

#### 7:00 p.m. - PUBLIC QUESTION PERIOD

A public question period was held and some of the questions/issues/concerns during this time were: CAUSE application, Plateau Wind Project and the zoning on applications to permit.

#### New/Other Business

Mulmur/Melancthon Fire Board - new truck has been received and the Board would like to park the old truck on the Township lot and advertise for sale. Deputy Mayor White advised that he was recommending an emergency meeting of the Fire Board be called to draft a letter to come back to Council dealing with an article published that maligns the Mulmur Melancthon Fire Department. Council supported the recommendation of calling an emergency meeting.

Moved by Crowe, Seconded by White that the Council of The Corporation of The Township of Melancthon has received a request from the Mulmur Melancthon Fireboard; that they be allowed to put the decommissioned tanker truck at the Melancthon yard for sale, and we hereby approve same, with the following condition: that the fireboard is solely responsible for the sale arrangements and contacts necessary, and that Melancthon staff not be involved in the process. Carried.

Draft Letter to Maria Van Bommel - approval to send letter.

Shelburne & District Fire Department - 2011 Operating & Capital Budget - discussion ensued and as a result the 4% increase in the operating budget was recommended. Moved by Elliott, Seconded Malek that the Township of Melancthon approve the 2011

operating budget of the Shelburne & District Fire Board. Carried.

Rail Line Report - Update given by Mayor Hill - copy submitted.

Unfinished Business

Draft Fire Policy - deferred.

Draft Southgate Fire Agreement - deferred.

GW Jordan Report - CAUSE Application - deferred.

Closed Session

Moved by White, Seconded by Crowe that Council move into a closed session meeting pursuant to section 239 of the Municipal Act, 2001, as amended for the following reason - personal matters about an identifiable individual, including municipal or local board employees: Mulmur Melancthon Fire Board. Carried.

Moved by Malek, Seconded by Elliott that Council rise from Closed Session without report.

Carried.

Confirmation By-law

Moved by White, Seconded by Crowe 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 meetings held on April 21, 2011 and it be numbered and given the required number of readings. Carried.

Adjournment

8:00 p.m. - Moved by Elliott, Seconded by Malek that we adjourn Council to meet again on Thursday, May 5, 2011 at 9:00 a.m. or at the call of the Mayor. Carried.

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MAYOR

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CLERK