

CORPORATION OF THE TOWNSHIP OF MELANCTHON

The Council of the Corporation of the Township of Melancthon held a meeting on the 18th day of August, 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. Denise Holmes, CAO/Clerk-Treasurer was also present. Mayor Hill presided.

Announcements

None

Additions

- GW Jordan Report on Strada OPA # 17
- Hydro One - Request to install Hydro Pole on 2nd Line SW

Deletions

- None

Approval

Moved by Malek, Seconded by Elliott 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 Elliott, Seconded by Malek that the minutes of the July 21, 2011 Council meeting be approved as amended. Carried.

Moved by White, Seconded by Crowe that the minutes of the July 27, 2011 Special Council meeting be approved as circulated. Carried.

Business Arising from Minutes

None.

Point of Privilege or Personal Privilege

None.

Correspondence

*** Items for Information Purposes**

1. Notice of a Complete Application concerning a Proposed Official Plan Amendment - Lots 74 & 75, Con. 3 SDR Municipality of Grey Highlands
2. Township of East Luther Grand Valley Notice of Official Plan Review & Conformity Exercise - Tuesday, September 13, 2011, 7:00 p.m. Council Chambers 5 Main Street, Grand Valley
3. Letter from Maria Van Bommel, Parliamentary Assistant - re: specialty crop designation
4. Invitation from Jane Mitchell, GRCA, to the 11th annual Grand River Watershed Forum to be held on Friday, September 16, 2011 at the GRCA's Administrative

- Centre in Cambridge
5. Update from the NVCA Water Response Team
 6. Letter from MOE, Environmental Assessment and Approvals Branch regarding Council's resolution requesting a full environmental assessment of the Highland Companies' proposed quarry under the ESA
 7. Copy of a letter sent to Robin Tripp from Stantec Consulting Ltd., re: Plateau Wind Project
 8. Copy of a resolution passed by Township of Amaranth on July 20, 2011, re: New Truck - Shelburne Fire Dept
 9. Copy of resolution passed by Township of Mulmur in support of the resolution passed by Township of Melancthon concerning the Shelburne & District Fire Board capital expenditures
 10. Copy of resolution passed by Town of Mono supporting the resolution from the Township of Melancthon concerning the Shelburne and District Fire Board capital expenditures
 11. NVCA Highlights - July 22, 2011
 12. AMO Watch File - August 4, 2011
 13. Publication from Ministry of Municipal Affairs & Housing - Building Blocks for Sustainable Planning

Moved by Malek, Seconded by Elliott that Correspondence Items 1-13 (For Information Purposes) be received as information with the exception of items 3 & 4. Carried.

*** Items for Council Action**

1. Request from Ontario Federation of Independent Towers to pass a resolution opposing the Ministry of Community Safety & Correctional Services Request for Proposal OPP-460 to transfer the authority of vehicle impoundments from the Ministry of Transportation to the OPP
2. Copy of letter sent to Andrew Doersam, MMAH from Jerry Jorden, re: Melancthon Official Plan Amendment 17 proposed modifications
3. Letter from Kenneth N. Taylor regarding Lot 26, Concession 1 N.E., re: zoning changes
4. E-mail from GRCA requesting support of motion #2011-05-04 from the May meeting of the Upper Grand Watershed Committee re: Upper Grand Restoration Fund
5. Copy of resolution passed by Municipality of Meaford re: donation to the Town of Slave Lake to help compensate them in their fire and request to Ontario municipalities to match donation
6. Letter from Ruhia Jokhio, Shepherd, Osyany & King, re: Salvage Yards
7. Mulmur-Melancthon Fire Board Report to Council - re: 2011-2013 wage proposal for Fire Department
8. Copy of resolution passed by Mulmur Township, re: 2011-2013 wage proposal for the Fire Department
9. Letter of resignation from the Horning's Mills Hall Board by John Henderson

Addition - GW Jorden Report regarding Strada OPA # 17

1 - to be referred to the County of Dufferin and Melancthon Township Police Services Board.

3 - the CAO was directed to send Mr. Taylor's letter to Liz Yerex of the GRCA for comment and to copy Tom Nevills, GRCA Representative on it.

9 - Moved by White, Seconded by Crowe that we accept, with regret, the resignation of John Henderson from the Horning's Mills Hall Board and thank him for his contributions to the Board. Carried.

5 - Moved by Malek, Seconded by White that the Council of the Township of Melancthon support the position of the Township of Carling and the Township of North Stormont and authorize a donation of \$100.00 to the Town of Slave Lake to help compensate them in their recent fire. Carried.

Addition - Moved by White, Seconded by Crowe that the Township of Melancthon endorses the proposed modification to the wording of the subject policy as proposed in the Report of Jerry Jorden dated August 16, 2011 regarding OPA Amendment 17. Carried.

8 - Moved by Malek, Seconded by Elliott that the Council received and approve of the Report of Terry Horner, Secretary of the Mulmur Melancthon Fire Board, dated July 19, 2011 on the 2011-2013 wage proposal for the Fire Department. Carried.

*** Items regarding the Highland Companies Quarry Application**

1. Copy of a report that went to Council meeting of Clearview Township on July 11, 2011 and request for information
2. Copy of resolution adopted by Guelph City Council on June 27, 2011
3. Copy of Town of Caledon Council Report PD-2011-032, Town of Caledon Resolution 2011-258 and Town of Caledon letter dated April 21, 2011 sent to Craig Laing, MNR
4. Letter received from David Tilson, MP with copies of two letters sent to Honourable Peter Kent, Minister of the Environment and a copy of a petition that will be circulating in the coming days
5. E-mail from NVCA attaching comments sent to Andrew Doersam, MMAH
6. Copy of resolution passed by Town of Mono, July 26, 2011 and sent to Hon. John Wilkinson, MOE
7. Copy of comments sent to Highland Companies and MNR from Trevor Lewis, Director of Public Works & County Engineer, County of Dufferin
8. Copy of letter sent to Hon. Peter Kent, Minister of the Environment from Hon. Michael Chong, M.P., Wellington-Halton Hills

Correspondence on File at the Clerk's Office

1. Minutes of Mulmur/Melancthon Fire Board Meeting - July 18, 2011
2. Invitation Grand River Watershed Water Forum - Sept. 16, 2011
3. Minutes Grand River Conservation Authority General Membership/Committee of the Whole Meeting - July 14, 2011

Delegations

6:15 p.m. - Tom Nevills, GRCA Representative attended Council and spoke on the Rural Water Quality Program and explained what he was trying to do in Dufferin County. Council suggested that Mr. Nevills attend the County Council meeting in September requesting financial support as the County is in the process of working on the 2012 budget. Deputy Mayor White to work on a resolution of support for the next meeting.

6:30 p.m. - Karren Wallace - deferred to later in the meeting.

6:45 p.m. - Jeff Hammond, CEO of Optimist Wind, et al attended Council to give Council an update on the Dufferin Wind Project (formerly the Melancthon Owned Farm Project of 401 Energy Ltd.). The project has been purchased by Longyuan China Renewables, acquisition closed in early June, who own the largest wind farm in China with over 7,000 MW. They are currently in the process of finalizing where all the turbines (which will range from 2.5 MW to 2.75 MW) will be located in Melancthon. The transmission lines will connect to a substation in Mono. A public consultation meeting will be held on Monday, September 12, 2011 at the Horning's Mills Community Hall.

PUBLIC QUESTION PERIOD

Written Question from Marni Walsh:

Why is Highland Companies being issued burn permits with an aggregate application pending? It would seem obvious that these burns and demolitions are not for normal farming practices, but to improve their chances for approval to mine Melancthon. The Webb farm buildings, currently under destruction, were included in the Applicant's Nov 15, 2010 Cultural Heritage Assessment which is subject to the PPS (2005) through the Application process. Considering the above, and a plethora of other reasons, it seems that the Township should not be issuing any such permits.

The above question was sent to Craig Laing, MNR in Midhurst and the answer as follows: There is no provision in the Aggregate Resources Act to prevent the issuance of a demolition or burn permit for properties under licence application. We routinely see the active management of forests for timber production on licence applications. As well, good farming practices are expected and encouraged on lands under application. If the property was actually licensed, and the cultural report recommended the preservation of a particular building it could involve a site plan amendment to remove it. However that is a lot of ifs.

Other questions asked during this time were regarding: the new wind power project – decommissioning, noise and transmission line; complaints about a neighbouring property owner; Plateau wind turbines; Highland Companies' activities - taking barn foundation to fill in pond.

7:25 p.m. - Council took a five minute break and reconvened at 7:30 p.m.

Allen Braiden, Road Superintendent attended Council for the opening of the Grader Tenders which were presented to Mayor Hill for opening. Two were received as follows:

1. Nortrax - \$309,903.00 not including taxes and trade-in allowance of \$31,000.00 for the 1994 grader.
2. Strongco - \$288,000 not including taxes and trade-in allowance of \$29,000.00 for the 1994 grader

Allen left to review the tenders.

7:35 p.m. - Karren Wallace attended Council regarding Planning Contract and Consultant Fees and the need for a full time planner/legislative coordinator. She explained the benefits of this and requested that Council review the current planning needs with a view of implementing her recommendations in the future.

General Business

Discussion Paper prepared by Jerry Jorden regarding Land Use Planning for On-Farm Business Uses

Mayor Hill asked that comments be submitted for the September 8, 2011 Council meeting.

Accounts

The Treasurer presented the accounts in the amount of \$273,492.91. Moved by Elliott and Malek that the general accounts be approved as presented by the Treasurer.
Carried.

Applications to Permit

Mayor Hill signed the following applications to permit:

- a welding shop on Part of Lot 32, Concession 3 & 4 NE - Owen Hoover
- a power room on Part of Lot 32, Concession 3 & 4 NE - Owen Hoover
- a barn and manure storage on East Part of Lot 30, Concession 8 NE - David Martin
- an addition to a dwelling on the West Part of Lot 5, Concession 4 OS - G. Oakley
- a horse shelter on the West Part of Lot 22, Concession 4 OS - Derek Zayachkowski

New/Other Business

County EA Request re: Highland Companies Quarry Application

Moved by White, Seconded by Crowe that Whereas the Public Works Committee of Dufferin County was given the responsibility to deal with a letter dated July 6, 2011 from Planner for the Township of Mulmur and questions raised by Mr. Cosack at the July 14 County Council meeting regarding the impact on roads, environment, traffic as well as a request for an environmental assessment of the Highlands Companies application for a zoning by-law amendment and official plan amendment to allow a 2316 acre quarry in Melancthon. And whereas the Committee discussed at length the impact of a direct request to the Ministry of Environment from the Committee or County for an Environmental Assessment, feeling this may be viewed as an intrusion into issues relating to Melancthon Township. And whereas the Committee felt that it would be appropriate to recommend to County Council that the County supports a request for a full Environmental Assessment if a request came from the Township of Melancthon. Therefore be it resolved that the Corporation of the Township of Melancthon requests that the County of Dufferin endorses the request from the Township of Melancthon made July 12, 2011 to the Minister of the Environment to conduct a full Environmental Assessment of the Highlands application for a 2316 acre quarry in Melancthon. Carried.

Amendment to Council Resolution # 8 passed at the meeting held on July 21, 2011

Moved by Malek, Seconded by Elliott that Resolution # 8 passed at the July 21, 2011 meeting be amended to remove the part of the resolution that says it is to be forwarded to all municipalities served by the OPP. Carried.

Road Business - Cont.

Allen Braiden, Road Superintendent, returned to the meeting. He was advised that Council was going to defer the awarding of the grader tender to the September 8, 2011 meeting to allow time for the tenders to be reviewed.

Allen presented the road accounts in the amount of \$191,414.70. Moved by White, Seconded by Malek that the road accounts be approved as presented by the Road Superintendent. Carried.

Sand Quotes

Mayor Hill opened the quotes to supply and delivery winter sand as follows:

- Fleshcon - \$8.75/mt (taxes not included)
- Greenwood - \$9.37/mt (taxes not included)
- CBM - \$7.91/mt (taxes not included)

Moved by Crowe, Seconded by White that the Council of the “The Council of The Township of Melancthon has reviewed quotes for the supply and delivery of approximately 2700 tonnes of screened winter sand. We hereby accept the quote from CBM to supply and deliver the material to the Township yard, at their quoted price of \$7.91 per metric tonne, taxes not included. This purchase complies with the Township of Melancthon procurement by-law. Copy of quote attached. Carried.

Allen advised that the 2nd Line NE and the 4th Line OS have been pulverized and gravel added.

K. Smart Engineering would like to get the tender out for the Box Culvert next week – Allen was advised to go ahead with this.

Addition - Hydro One Request for Additional Hydro Pole on 2nd Line SW

A request was received to install a class 1 pole on the east side of 2nd Line SW at approximately Lot 305, Concession 2 SW. This pole is required to allow Hydro One to install two antennas to co-ordinate protection between the Skyway 8 and Plateau III wind farms and their Orangeville Transformer station in Amaranth.

As Allen Braiden had no concerns with the request, Council directed the CAO and Road Superintendent to grant the request.

Unfinished Business

Computer at Honeywood ESO - it was advised that this item wasn't on the Mulmur Melancthon Fire Agenda. Concerns were raised about the need for this additional computer because the hiring of the new Data Entry Clerk for the OPP, was supposed to alleviate officers doing reports. These concerns to be relayed to the Staff Sgt. at the next PSB meeting.

Draft Telecommunications Protocol - Moved by White, Seconded by Crowe that the Township of Melancthon adopts the Draft Document called “The Township of Melancthon Protocol for Establishing Telecommunications Facilities” from August 8, 2011 as its protocol for such facilities. Carried.

Draft Salvage By-law - will have this on the September 8, 2011 Agenda.

Closed Session

8:40 p.m. - Moved by Malek, Seconded by Elliott that Council move into a Closed Session meeting pursuant to section 239 of the Municipal Act, 2001, as amended for the following reason(s): personal matters about an identifiable individual, including municipal or local board employees - numerous Property Standards complaints; Property Standards Complaint on 15 Sideroad - update; Property Standards Complaint - update from last meeting; GW Jordan - In House Planning Reports - July 13, 2011 and July 27, 2011; animal control complaint; labour relations and employee negotiations; the receiving of advice that is Solicitor/Client Privilege, including communications necessary for that purpose - Draft Memorandum of Understanding, Biosolids Issue. Carried.

9:31 p.m. - Moved by White, Seconded by Crowe that we rise from Closed Session with report. Carried.

Report

CAO to speak to Dianne Saxe regarding the Harden Proposal and advise her to proceed.

CAO to advise the person that submitted numerous by-law complaints that they have to be submitted on the proper by-law complaint form.

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 meeting held on August 18, 2011 and it be numbered and given the necessary readings. Carried.

Adjournment

9:34 p.m. - Moved by Elliott, Seconded by Malek that we adjourn Council to meet again on Thursday, September 8, 2011 at 9:00 a.m. or at the call of the Mayor. Carried.

MAYOR

CLERK