

## CORPORATION OF THE TOWNSHIP OF MELANCTHON

The Council of the Corporation of the Township of Melancthon held a meeting on the 24<sup>th</sup> day of March, 2011 at 5:30 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

The CAO advised that she had been speaking with the Representative of Highlands Companies and advised that the Open House on April 12, 2011 will run from 7:00 p.m. - 9:00 p.m. and it is "come and go" – same format as the one held a couple years ago. If there are people in the Hall at 9:00 p.m. that is fine as they won't close the doors.

### Additions

- Deputy Mayor White - resolution regarding The Highland Companies ARA Application
- Mayor Hill - Open Discussion and Closed Session regarding the rail line sale

### Deletions

- None

### Approval of Agenda

Moved by Malek, Seconded by Elliott that the Agenda be approved as amended.  
Carried.

### Disclosure of Pecuniary Interest

Nothing at this time.

### Minutes

Moved by White, Seconded by Crowe that the minutes of the Council meeting held on March 3, 2011 be approved as circulated. Carried.

Moved by Malek, Seconded by Elliott that the minutes of the Special Council meeting held on March 9, 2011 be approved as circulated. Carried.

### Business Arising from Minutes

None.

### Point of Privilege or Personal Privilege

None.

### Correspondence

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

1. Comments from GW Jordan, Township Planner regarding Wind Turbine Related Huron-Kinloss Motion and Hammond, New York, Property Value Guarantee Agreement
2. Information from South Georgian Bay Lake Simcoe regarding the Source Water

Protection Program

3. Mayor Hill and Deputy Mayor White's Report on the ROMA/OGRA Conference
4. Invitation from the Ministry of Community Safety and Correctional Services to attend the "Essentials of Municipal Fire Protection - A Decision Maker's Guide Seminar
5. GRCA Minutes - March 2011
6. Response from GW Jordan, Township Planner, regarding a question pertaining to On-Farm Business Uses
7. Congratulatory letter from the Ministry of Community Safety and Correctional Services for completing all of the mandatory emergency management activities required under the Emergency Management and Civil Protection Act for 2010
8. NVCA Highlights for February 25, 2011
9. Resolution from the Township of Southgate regarding the GRCA Representative Appointment
10. Letter from GRCA advising that the 2011 Budget and General Levy were approved on February 25, 2011
11. Invitation to attend the Shelburne and Area Economic Development Committee's Annual EDC Breakfast
12. News Release from the County of Dufferin – Dufferin's Living Snow Fence Program Seeks Support
13. Township of East Luther Grand Valley - Notice of Open House and Public Meeting for the 5-Year Review of the Official Plan
14. Resolution from the Municipality of Clarington regarding Solar Energy Projects in Urban Valleylands

Moved by White, Seconded by Crowe that Correspondence Items 1-14 under "Items for Information Purposes" be received as information. Carried.

**\* Items for Council Action**

1. Resolution from the Inter-Municipal Wind Turbines Working Group regarding the hiring of Bill Palmer to the Committee as a recognized expert in the area to provide the Committee with guidance/input in technical matters
2. Request from the Town of Shelburne to detour traffic for the Fiddle Contest Parade on August 6, 2011
3. Email from Margaret Mercer regarding a Communication and Media Strategy for dealing with the Highland Companies Application
4. Letter from the Ministry of Municipal Affairs and Housing regarding the Proposed Specialty Crop Designation - Planscape
5. Memorandum of Understanding Between the County and Melancthon for IT Services
6. Resolution of support from the Township of Amaranth to the Town of Mono's Resolution regarding Municipal Consultation Whittington Wind Project and Farm Owned Power (Melancthon) Windfarm
7. Annual Groundwater Monitoring and Sampling Report 2010 prepared by Bluewater Geoscience Consultants Inc. (the full report is available for viewing at Township Office)
8. GW Jordan, Township Planner Letter and Attachments regarding a proposed Rogers Communications Tower at 581099 County Road 17, Part of Lot 7, Concession 7 SW

Item # 1 - Discussion ensued on this item. It was decided that Melancthon will no longer have representation on this committee but would like to continue to interact with them and still want to know what is happening. Council only has five members and it needs to be focussed on what is currently facing the Township regarding the quarry application. A letter to be drafted by Mayor Hill and Councillor Elliott for the next meeting.

Item # 2 - Moved by Elliott, Seconded by Malek that the Corporation of the Township of Melancthon has reviewed correspondence from the Town of Shelburne dated March 10, 2011 relating to the Fiddleville Parade and we have no objection to traffic being detoured along Melancthon Township roads as specified and request that this route be monitored by Police. Carried.

Item # 3 - Council felt that this is not necessary at this time and received it as information. The email will be kept on file for future consideration.

Item # 4 - The CAO read an email from Jerry Jorden, Township Planner with the following comments (summarized): There is no comment or analysis on the technical documentation submitted and the Ministry's comments do not address Planscape's proposed OP Amendment instead they comment on Planscape's July 22, 2010 submission to the Township's draft Official Plan. Mr. Jorden's recommendation is that we send written thanks to the Ministry and point out the above two concerns and to send the Ministry's letter to Planscape. Council agreed with Mr. Jorden's recommendations. It was also noted that Council still wants the Ministry to comment on the criteria sent to them from Planscape. Also, the CAO to send a copy of the Ministry's letter to Maria Von Bommell, Parliamentary Assistant to the Minister of Agricultural, Food and Rural Affairs asking her if this is the Ministry's position on this matter.

Item # 5 - Moved by White, Seconded by Crowe that the Mayor and CAO be directed to sign the "Provision of Information Technology Services Agreement" between the County of Dufferin and the Township of Melancthon. Carried.

Item # 7 - Deputy Mayor White noted that there is nothing in the Report to be alarmed about. The CAO was directed to send a copy of the Ministry of the Environment.

Item # 8 - Council agreed to go with Mr. Jorden's recommendation. The CAO to advise the applicant that he should now proceed with the consultation to the general public which includes notification.

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

1. News and Views - Frank Cowan and Company
2. Email from Marni Walsh that was sent to County Council regarding the gasification plant
3. Information from NVCA on the status of the watershed - dated March 3, 2011
4. AMO Watch File - March 3, 10 and 17, 2011
5. Mulmur Melancthon Fire Board Minutes - March 8, 2011
6. Horning's Mills Hall Board Minutes - January 18, 2011, January 31, 2011 and February 28, 2011
7. Letter from Susan Sanford thanking Mayor Hill and Deputy Mayor White for the recent delegation with Minister Jeffrey and for the letter sent to Premier McGuinty
8. Letter from Town of Orangeville advising of its commitment to participate in Earth Hour on Saturday, March 26, 2011.

#### Delegation

5:45 p.m. - Roger Oliveira was scheduled to be a Delegation but advised earlier in the day that he could not make it and that Lorrie Gillis would be doing the delegation in his place. Lorrie Gillies presented his written delegation regarding his concerns with the wind turbines in Phase II. The written delegation is on file.

6:00 p.m. - Public Meeting for the 2011 Draft Operating and Capital Budget

The CAO presented the draft budget with the changes made from the last meeting. It was indicated that the increase in the budget from last year, less the growth in 2010 of 2.17%, was 2.4%. Council was asked if they had any further concerns on the budget and there were none. Mayor Hill asked those in the gallery if they had any questions regarding the budget. Questions pertaining to the use of Development Charges for the purpose of buying books, questions pertaining to the amount in the planning section for the Draft Official Plan, livestock claims and tile drainage were asked. As there were no further questions or concerns, Council directed the CAO to bring the budget back to the next meeting with the appropriate by-law to be passed.

### **General Business**

#### **Letter of Agreement from the Ontario Trillium Foundation for an Approved Grant For the Horning's Mills Community Hall**

It was advised that the Trillium Foundation has approved a grant and that further information will be forthcoming. A public announcement has been planned for Friday, April 15<sup>th</sup> at the Horning's Mills Community Hall.

#### **Proposal from Bluewater Geoscience to provide the 2011 Semi-Annual Groundwater Monitoring and Sampling and Year-End Quantity Survey for the Melancthon Township Landfill Site**

Moved by White, Seconded by Malek that we accept the proposal from Bluewater Geoscience Consultants Inc. to provide the 2011 Semi-Annual Groundwater Monitoring and Sampling and Year-End Quantity Survey for the Melancthon Landfill Site at a total cost of \$23,524.00 + HST. Carried.

#### **Mulmur Melancthon Fire Department Budget**

Moved by White, Seconded by Elliott that the Council of the Township of Melancthon approve the Mulmur Melancthon Fire Department 2011 Budget in the amount of \$204,800.00. 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: half load roads and large vehicles using these roads, Agenda for Saturday's information meeting, CAUSE and Specialty Crop amendment applications, questions about the procedural by-law pertaining to public question period.

#### **Applications to Permit**

Mayor Hill signed the following application to permit:

- a storage shed on Part of Lot 5 & 6, Concession 5 SW - W. Ciejek

#### **New/Other Business**

Moved by Crowe, Seconded by White that the Council of the Corporation of the Township of Melancthon has received complaints from residents concerning significant health concerns due to the installation of wind farms and individual wind turbines and whereas the Province of Ontario has denied the relevance of these concerns and has not undertaken any independent third party clinical research into the adverse medical affects on people subjected to these turbines and wind farms. We hereby petition the Minister of the Environment to have the Ontario Chief Medical Officer undertake the necessary third party independent study, in order that the health and well being of our residents can be adequately protected. Carried.

#### Deputy Mayor White - Addition

Moved by White, Seconded by Crowe that WHEREAS The Highland Companies have applied under the Aggregate Resources Act for a Class A, Category 2 Licence for a dolostone quarry on 2,316 acres located in Melancthon Township; AND WHEREAS Melancthon Township is located at the Headwaters of five major rivers providing water to approximately one million people in Ontario; AND WHEREAS if approved this quarry will be the second largest quarry in North America; AND WHEREAS there were only two neighbouring municipalities circulated on the ARA Application Notice; AND WHEREAS other neighbouring Municipalities have expressed concern after being made aware of the application, as the final date for comment to the Ministry of Natural Resources is April 26<sup>th</sup>, 2011 under the Act; AND WHEREAS some Municipalities have indicated that they are having trouble finding subject matter experts to review the multitude of documents in such a short time primarily as a result of the number of people contracted by The Highland Companies to prepare their application and those contracted by the Township of Melancthon for the peer review process; AND WHEREAS the significance of this project will affect generations of Ontarians to follow; THEREFORE BE IT RESOLVED THAT the Council of the Corporation of the Township of Melancthon respectfully requests that the Minister of Natural Resources authorize a 120 day extension of the date for final comments until August 26<sup>th</sup> 2011. AND FURTHER that this resolution be sent to all municipalities in Dufferin County, Township of Southgate and Municipality of Grey Highlands requesting that they send a letter of support to the Minister and Premier requesting an extension. Carried.

#### Rail line Sale - Mayor Hill

Mayor Hill updated Council on the meeting that took place on March 21<sup>st</sup> and about the motion that was passed by the subcommittee when it rose from Closed Session about discontinuing talks regarding the sale of the rail line as the Highland Companies have advised that the track won't be reinstalled until its determined to be economically viable. Mayor Hill advised that the General Government Services Committee (who met later that afternoon) dealt with the motion but recommended that the issue go back to the subcommittee for further discussion and this will be further dealt with at the next County Council meeting on April 14<sup>th</sup>.

#### Unfinished Business

##### Comments, Questions, Concerns regarding the 2009 Financial Statements

Any questions or concerns can be brought to the next meeting as BDO will be in attendance to present the statements.

##### Appointment of the GRCA Representative

Moved by Elliott, Seconded by Malek that Council approve the appointment of Tom Nevills as the Municipal Representative for the Township of Amaranth, East Garafraxa, East Luther Grand Valley, Melancthon and Southgate on the Grand River Conservation Authority Board for this term of Council. Carried.

##### Draft Fire Policy

Deferred.

##### Draft Southgate Fire Agreement - Revised Schedule B

A revised Schedule B was reviewed with the operating fee shown as \$22,000.00. The original amount was \$28,000.00 and it was advised that Mayor Hill, Councillor Elliott and CAO Holmes had a meeting with reps from Southgate and Melancthon offered

\$20,000.00 as the operating cost based on a five year average. Southgate advised that they would have to take this back to their Council and the revised agreement came back with an operating levy of \$22,000.00 and a provision in the Agreement for cost of living increases. The CAO was to get confirmation that the cost of living was only on the operating portion. As well, Council would like a report on the balance in the reserve fund sent to the Township on an annual basis and clarification regarding Section 8 of the Agreement where it says "Melancthon Fire Board" – should this be "Southgate Fire Board".

GW Jorden, Township Planner - Report on Rockfort Quarry Decision - Questions or comments

It was advised that if Council had any comments they could be brought forth at any time.

7:50 p.m. - Council took a break and reconvened at 8:00 p.m.

Closed Session

8:00 p.m. - Moved by Malek, Seconded by Elliott that Council move into 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 regarding GW Jorden's In House Planning Report of March 9, 2011 and a Bretton Estates Update; a proposed or pending acquisition or disposition of land by the municipality or local board re: rail line and the receiving of advice that is subject to Solicitor/Client privilege including communications necessary for that purpose regarding The Highland Companies Applications and Draft Agreement. Carried.

8:50 p.m. - Moved by Malek, Seconded by Elliott that we rise from Closed Session with Report. Carried.

Moved by White, Seconded by Crowe that the CAO be directed to contact Andrew Osyany, Township Solicitor and have him send a letter to Wayne Biles' Solicitor advising of Council's position on the Bretton Estates Subdivision. 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 meeting held on March 24, 2011 and it be given the required numbers of readings. By-law numbered 15-2011 and given three readings.

Adjournment

8:55 p.m. - Moved by Malek, Seconded by Elliott that we adjourn Council to meet again on Thursday, April 7, 2011 at 9:00 a.m. or at the call of the Mayor. Carried.

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MAYOR

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CLERK