



MUNICIPALITY OF ARRAN-ELDERSLIE

Council Meeting - C#03-2019

Monday, January 30th, 2019
9:00 a.m.

Council Chambers
Municipal Administration Offices
1925 Bruce County Road 10
Chesley, Ontario

His Worship
Mayor Steve Hammell

MINUTES

A meeting of the Council of the Municipality of Arran-Elderslie was held on Wednesday, January 30th, 2019 at 9:00 a.m. in the Council Chambers.

The following Members of Council were present:

Mayor Steve Hammell (Chair)
Deputy Mayor Mark Davis
Councillor Doug Bell
Councillor Brian Dudgeon
Councillor Ryan Greig
Councillor Melissa Kanmacher
Councillor Ryan Nickason

The following members of Staff were present:

P. Rouse, Clerk-Administrator
L. Albright, Deputy Treasurer
S. McLeod, Public Works Manager
P. Johnston, Chief Building Official
C. Steinhoff, Facilities, Parks & Recreation Manager

1. Adoption of Agenda

Moved by: Councillor Bell

Seconded by: Deputy Mayor Davis

Be It Resolved, That the agenda for the Council Meeting of January 30th, 2019 be received and adopted, as distributed by the Clerk.

Carried Resolution # 03 – 037 – 2018

2. Disclosures of Pecuniary Interest and General Nature Thereof

There were no disclosures of pecuniary interest by Members of the Committee under the *Municipal Conflict of Interest Act* at this time.

3. Adoption of Minutes of Previous Meeting(s)

3.1 Special Council Meeting C#01-2018 held January 9th, 2019

Moved by: Deputy Mayor Davis

Seconded by: Councillor Bell

Be It Resolved, That Council of the Municipality of Arran-Elderslie adopt the minutes of the Special Council Session C#01-2019 held Wednesday, December 10th, 2018, as circulated.

Carried Resolution # 03 – 038 – 2019

3.2 Regular Council Meeting C#02-2018 held January 14th, 2019

Moved by: Councillor Nickason

Seconded by: Councillor Kanmacher

Be It Resolved, That Council of the Municipality of Arran-Elderslie adopt the minutes of the Regular Council Session C#02-2018 held Monday, January 14th, 2019, as circulated.

Carried Resolution # 03 – 039 – 2019

4. Business Arising from the Minutes

4.1 Notice of Motion – Councillor Bell – Policing Contracts (January 14th, 2019)

Moved by: Councillor Bell

Seconded by: Deputy Mayor Davis

Whereas, Chesley Ward Councillor Doug Bell gave a notice of motion at the January 14th, 2019 regular council regarding the policing and the issue of the lack of police presents; therefore

Be It Resolved, That Council of the Municipality of Arran-Elderslie take a look to see if more coverage is feasible, warranted and affordable.

Carried Resolution # 03 – 040 – 2019

5. Public Meeting(s) – None

6. Presentation(s) – None

7. Delegation(s)

7.1 Dave Dansereau – Saugeen Valley Conservation Authority Development Violation – Bicycle Repair Shop

Dave Dansereau addressed Council, providing photos of his property and also a summary of arguments made against the Saugeen Valley Conservation Authority regarding development violation on his property located at 1658 Bruce Road 10.

Discussion included location of his building on the flood plain, on-site land use, restoration of any non-conforming building or structure or part of any such building or structure which does not conform with the Comprehensive Zoning By-law and storage and repair building on the property.

8. Correspondence

8.1 Requiring Action

8.1.1 Chesley & District Hospital Auxiliary – Annual Tag Day
Subsequent to discussion, Council passed the following resolution:

Moved by: Councillor Bell

Seconded by: Deputy Mayor Davis

Whereas, The Chesley & District Hospital Auxiliary has requested permission to hold a “Tag Day” within the Town of Chesley on Florence Nightingale Day and International Nurses Day, to help fund their Hospital projects; therefore be it

Resolved, That the Council of the Municipality of Arran-Elderslie grants permission to the Chesley & District Hospital Auxiliary to hold a “Tag Day” within the Town of Chesley on Thursday, May 9th or Friday, May 10th, 2019.

Carried Resolution # 03 – 041 – 2019

8.2 For Information

Subsequent to discussion, Council passed the following resolution:

Moved by: Councillor Kanmacher

Seconded by: Councillor Nickason

Be It Resolved, That Council of the Municipality of Arran-Elderslie receives, notes and files correspondence on the Council Agenda for information purposes:

8.2.1 Mattice-Val Cote – Paragraph 4 of the Declaration of Office

8.2.2 Ontario Farmland Trust – EBR Registry # 013-4293 for Input on Proposed Bill 66, Restoring Ontario's Competitiveness Act, 2018

8.2.3 Town of Georgina – Bill 66 – Restoring Ontario's Competitiveness Act

8.2.4 Keith Stelling – Proposed Demolition – Former Anglican Rectory

8.2.5 Town of Orangeville – Bill 66 – Restoring Ontario's Competitiveness Act

8.2.6 City of Niagara Falls – Opting In to Allow Retail Cannabis Stores

8.2.7 Saugeen Valley Conservation Authority – Notifications to Drainage Act

8.2.8 Bruce County – Response to Notice of Application – License under Aggregate Resources Act

Carried Resolution # 03 – 042 – 2019

8.3 Events/Notices

8.3.1 Saugeen Shores – Notice of Study Commencement – Transportation Master Plan Study

8.3.2 Notice of Intention to Repeal Village of Paisley Designating By-law 80-7 – The Paisley Inn

8.3.3 Grey Sauble Conservation Authority – Stewardship Funding Available for Agricultural Landowners

8.3.4 South Bruce Grey Health Centre – Release – Budget Recovery Action Plan

9. Staff Reports

9.1 Clerk-Administrator – Peggy Rouse

9.1.1 SRCLK.19.03 – Pregnancy and Parental Leave for Members of Council Policy

P. Rouse, Clerk-Administrator, responded to questions from Members of Council. Subsequent to further discussion, Council passed the following resolution:

Moved by: Councillor Kanmacher

Seconded by: Councillor Greig

Be It Resolved,

- 1) That SRCLK.19.03 be received – Pregnancy and Parental Leave for Members of Council Policy; and
- 2) That Council approve the Pregnancy and Parental Leave for Members of Council Policy for the Municipality of Arran-Elderslie; and
- 3) That the necessary by-law be introduced.

Carried Resolution # 03 – 043 – 2019

9.1.2 SRCLK.19.04 – Records Management and Retention Schedule

P. Rouse, Clerk-Administrator, responded to questions from Members of Council. Subsequent to further discussion, Council passed the following resolution:

Moved by: Councillor Kanmacher

Seconded by: Councillor Nickason

Be It Resolved,

- 1) That SRCLK.19.04 be received – Records Management and Retention Schedule; and

- 2) That a by-law to amend the Records Retention By-law, being a by-law to provide a Schedule of Retention Periods for the corporate records, be approved by Council.

Carried Resolution # 03 – 044 – 2019

- 9.1.3 SRCLK.19.05 – Electronic Participation of Council Members
P. Rouse, Clerk-Administrator, responded to questions from Members of Council. Subsequent to further discussion, Council passed the following resolution:

Moved by: Councillor Greig
 Seconded by: Deputy Mayor Davis
Be It Resolved,

- 1) That SRCLK.19.05 be received – Electronic Participation of Council Members; and
- 2) That Council prohibits electronic participation by Council members in Council Meetings that are open to the public.

Carried Resolution # 03 – 045 – 2019

- 9.1.4 SRCLK.19.06 – Repeal of Heritage Designation Process – Paisley Inn
P. Rouse, Clerk-Administrator, responded to questions from Members of Council. Subsequent to further discussion, Council passed the following resolution:

Moved by: Councillor Kanmacher
 Seconded by: Councillor Greig
Be It Resolved, That SRCLK.19.06 be received – Repeal of Heritage Designation Process – Paisley Inn – for information purposes.

Carried Resolution # 03 – 046 – 2019

- 9.1.5 SRCLK.19.07 – Further Information – Severance B-85-2018.49 – Concession 6 Lot 7 Arran
P. Rouse, Clerk-Administrator, responded to questions from Members of Council. Subsequent to further discussion, Council passed the following resolution:

Moved by: Councillor Nickason
 Seconded by: Councillor Bell
Be It Resolved,

- 1) That SRCLK.19.07 be received – Further Information – Severance B-85-2018.49 – Concession 6 Lot 7 Arran; and
- 2) That Council direct staff to submit to the County of Bruce Planning and Economic Development Department, the Municipality’s position of no objection to permit a severance of the property owned by Gary, Cheryl and George Morris, described as Concession 6 Lot 7 (Arran), Municipality of Arran-Elderslie and located at 1005 Bruce Road 17 that there is no objection with the establishment of an easement over the driveway for access to the retained lot.

Carried Resolution # 03 – 047 – 2019

- 9.1.6 SRCLK.19.08 – Sidewalk Patio and Sidewalk Cafe Encroachment Policy
P. Rouse, Clerk-Administrator, responded to questions from Members of Council. Subsequent to further discussion, Council passed the following resolution:

Moved by: Councillor Bell
 Seconded by: Deputy Mayor Davis

Be It Resolved,

- 1) That SRCLK.19.08 be received – Sidewalk Patio and Sidewalk Cafe Encroachment Policy; and
- 2) That Council adopt a Sidewalk Patio and Sidewalk Cafe Encroachment Policy.

Tabled Resolution # 03 – 048 – 2019

Staff were instructed to bring back further information regarding the width of the sidewalk in the Town of Chesley.

A recess was held at this time (10:05 a.m. – 10:15 a.m.).

9.2 Treasurer – David Hunks

9.2.1 Accounts Payable Voucher #2-2019 dated January 30th, 2019

Councillor Bell declared a pecuniary interest as his daughter and son-in-law own Barclay Wholesale Ltd., which appears in Accounts Payable Voucher #02-2019.

Subsequent to further discussion, Council passed the following resolution:

Moved by: Deputy Mayor Davis

Seconded by: Councillor Bell

Be It Resolved, That Accounts Payable Voucher #2-2019 dated January 30th, 2019 in the amount of \$ 797,397.32 be approved for payment as submitted by the Treasurer, excluding Cheque # 024252 to McLean Lawyers.

Carried Resolution # 03 – 049 – 2019

9.3 Works Manager – Scott McLeod

9.3.1 SRW.19-05 – Education Training for Work Department

S. McLeod, Public Works Manager, responded to questions from Members of Council. Subsequent to further discussion, Council passed the following resolution:

Moved by: Deputy Mayor Davis

Seconded by: Councillor Nickason

Be It Resolved,

- 1) That Report SRW.19.05 – Education Training for Public Works Department – be received; and
- 2) That Council authorize that three (3) municipal works department staff based on seniority and expression of interest at the Guelph Road School courses being offered through the Ontario Good Roads Association this spring in Guelph.

Carried Resolution # 03 – 050 – 2019

9.4 Building Department – Pat Johnston – None

9.5 Recreation Department – Carly Steinhoff

9.5.1 SRREC.19.04 – Main Street Revitalization Funding Allocation

C. Steinhoff, Manager of Facilities, Parks and Recreation, responded to questions from Members of Council. Subsequent to further discussion, Council passed the following resolution:

Moved by: Councillor Greig

Seconded by: Councillor Bell

Be It Resolved,

- 1) That report SRREC 19.04 – Main Street Revitalization Funding Allocation;
- 2) THAT Council allocate funds equally among each of the three (3) urban areas (Chesley, Paisley and Tara); and
- 3) THAT Council direct staff to begin consultations with the Chesley Chamber of Commerce, Paisley Chamber of

Commerce and Tara Downtown Improvement Association to determine needs based on funding allotments.

Tabled Resolution # 03 – 051 – 2019

Staff were directed to bring back further information regarding the Commercial Assessment only in the Community Improvement Plan (CIP) Areas for consideration.

9.6 Fire Departments – None

9.7 Planning Department – Jacob Van Dorp – None

10. Reports of Members of Council

Bell:

Councillor Bell advised that he attend a Doctor Recruitment January 15th meeting and the SMART transit meeting was rescheduled for this Friday, February 1st 2019.

Nickason:

Councillor Nickason advised that he had attended the Burgoyne Water System meeting on January 23rd and a BAWSR meeting on January 24th were the Board approved the 2019 Budget.

Kanmacher:

Councillor Kanmacher advised that she had attended a “Spruce the Bruce” meeting, attended the ROMA Conference in Toronto and attended the Economic Development Training for Elected Officials put on by the Economic Development Developers Council of Ontario in Toronto this week.

Greig:

Councillor Greig advised that he had attended the Grey Sauble Conservation Authority Orientation Training last Friday and attended the ROMA Conference in Toronto.

Dudgeon:

Councillor Dudgeon advised that he had nothing additional to report that has not already been discussed.

Deputy Mayor Davis:

Deputy Mayor Davis advised that he had nothing additional to report that has not already been discussed.

Mayor Hammell:

Mayor Hammell updated council regarding his meeting schedule and events since the last council meeting noting the County of Bruce in the process of the 2019 budget deliberations.

11. Health and Safety – None

12. Other Business

13. Notice of Motion – None

14. By-law(s)

14.1 09-2019 – Changes to Procedural By-law: Bill 68 – Modernizing Ontario’s Municipal Legislation Act – Amendments to the Conflict of Interest Act

Moved by: Councillor Nickason

Seconded by: Councillor Bell

Be It Resolved, That By-law No. 9-2019 be introduced and taken as read a first and second time, being a By-law to amend the Municipal Code (Schedule A – General Government Policies) Council, Boards, Committees: Rules of Procedure.

Carried Resolution # 03 – 052 – 2019

Moved by: Councillor Bell
 Seconded by: Councillor Nickason
Be It Resolved, That By-law No. 9-2019 be taken as read a third and final time; to be signed, sealed and engrossed in the By-law Book.

Carried Resolution # 03 – 052 – 2019

14.2 10-2019 – Amend Fees and Service Charges – Fire Departments

Moved by: Councillor Kanmacher
 Seconded by: Councillor Greig
Be It Resolved, That By-law No. 10-2019 be introduced and taken as read a first and second time, being a By-law to amend the Municipal Code (Fees and Service Charges – Fire Department).

Carried Resolution # 03 – 053 – 2019

Moved by: Councillor Greig
 Seconded by: Councillor Kanmacher
Be It Resolved, That By-law No. 10-2019 be taken as read a third and final time; to be signed, sealed and engrossed in the By-law Book.

Carried Resolution # 03 – 053 – 2019

14.3 11-2019 – Permanently Close Highways and Declare Surplus (Sable Street Road Allowance – Registered Plan No. 15 (Invermay))

Moved by: Councillor Nickason
 Seconded by: Deputy Mayor Davis
Be It Resolved, That By-law No. 11-2019 be introduced and taken as read a first and second time, being a By-law to permanently close highways and declare surplus (Sable Street Road Allowance – Registered Plan No. 15 (Geographic Township of Arran)).

Carried Resolution # 03 – 054 – 2019

Moved by: Deputy Mayor Davis
 Seconded by: Councillor Nickason
Be It Resolved, That By-law No. 11-2019 be taken as read a third and final time; to be signed, sealed and engrossed in the By-law Book.

Carried Resolution # 03 – 054 – 2019

Councillor Greig declared a pecuniary interest as his sister-in-law owns the property in which the surplus unopened road allowance is being transferred to.

14.4 12-2019 – Permanently Close Highways and Declare Surplus (Portion of Oliphant Street Road Allowance – Registered Plan No. 15 (Invermay))

Moved by: Councillor Nickason
 Seconded by: Councillor Bell
Be It Resolved, That By-law No. 12-2019 be introduced and taken as read a first and second time, being a By-law to permanently close highways and declare surplus (Portion of Oliphant Street Road Allowance – Registered Plan No. 15 (Geographic Township of Arran)).

Carried Resolution # 03 – 055 – 2019

Moved by: Councillor Bell
 Seconded by: Councillor Nickason
Be It Resolved, That By-law No. 12-2019 be taken as read a third and final time; to be signed, sealed and engrossed in the By-law Book.

Carried Resolution # 03 – 055 – 2019

15. Resolution to Move into Closed Session and General Nature Thereof

The Mayor advised that Council will go into closed session at 11:39 a.m. for the purpose of matters identified in the motion below.

Moved by: Deputy Mayor Davis

Seconded by: Councillor Greig

Be It Resolved, That Council of the Municipality of Arran-Elderslie does now go into closed session to discuss an item(s) which relates to:

- 1) *Personal matters about an identifiable individual, including municipal or local board employees;*
- 2) *Proposed or pending acquisition or disposition of real property; (Young Bridges)*
- 3) *administrative tribunals, affecting the municipality or local board*
- 4) *Advice that is subject to solicitor-client privilege, including communications necessary for that purpose*

pursuant to Section 239(2) of the Municipal Act, 2001, as amended.

Staff authorized to Remain: Clerk,

Carried Resolution # 03 – 056 – 2019

16. Resolution to Reconvene in Open Session

Council arose from closed session and the regular session resumed at 1:23 p.m. The Mayor confirmed that Council discussed only those matters identified in the motion above.

17. Adoption of Recommendations Arising from Closed Session

Moved by: Councillor Dudgeon

Seconded by: Deputy Mayor Davis

Be It Resolved,

- 1) That Report SRCLK.18.43 be received – Request – Additional Doctor Recruitment Incentive Program; and
- 2) That Council approve the interest free loan of \$ 81,600.00 to a new physician signing on in the community, with the obligation to pay back the loan within four (4) years from the NRRR Initiative grant.

Defeated Resolution # 03 – 061 – 2019

Moved by: Councillor Dudgeon

Seconded by: Deputy Mayor Davis

Be It Resolved, That the Mayor and Clerk to be authorized to execute the necessary documents, including the Agreement of Purchase and Sale and Transfer of Land of 0.32 acres from the Donald T. MacDermid at the price of \$ 18,000 per acre.

Carried Resolution # 03 – 062 – 2019

18. Confirming By-law

By-law 13-2019 – Confirming By-law

Moved by: Councillor Bell

Seconded by: Deputy Mayor Davis

Be It Resolved, That By-law No. 13-2019 be introduced and taken as read a first and second time, being a By-law to confirm the proceeding of the council meeting of the Municipality of Arran-Elderslie held January 30th, 2019.

Carried Resolution # 03 – 063 – 2019

Moved by: Deputy Mayor Davis

Seconded by: Councillor Bell

Be It Resolved, That By-law No. 13-2019 be taken as read a third and final time; to be signed, sealed and engrossed in the By-law Book.

Carried Resolution # 03 – 063 – 2019

19. Adjournment

Moved by: Councillor Greig

Seconded by: Councillor Kanmacher

Be It Resolved, That the meeting be adjourned to the call of the Mayor.

Carried Resolution # 03 – 064 – 2019

The meeting was adjourned at 1:35 p.m.

Original Signed by

Steve Hammell, Mayor

Original Signed by

Peggy, Rouse, Clerk-Administrator