



MUNICIPALITY OF ARRAN-ELDERSLIE

Council Meeting - C#09-2019

Monday, April 8th, 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 Monday, April 8th, 2019 at 9:00 a.m. in the Council Chambers.

The following Members of Council were present:

Mayor Steve Hammell (Chair) (Arrived at 10:57 a.m.)
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 and Recreation Manager

With the absence of the Mayor, Deputy Mayor Davis assumed the Chair of the meeting.

1. Adoption of Agenda

Moved by: Councillor Bell

Seconded by: Councillor Dudgeon

Be It Resolved, That the agenda for the Council Meeting of April 8th, 2019 be received and adopted, as distributed by the Clerk.

Carried Resolution # 09 – 165 – 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 Regular Council Meeting C#08-2019 held March 25th, 2019**

Moved by: Councillor Nickason

Seconded by: Councillor Bell

Be It Resolved, That Council of the Municipality of Arran-Elderslie adopt the minutes of the Regular Council Session C#08-2019 held Monday, March 25th, 2019, as circulated.

Carried Resolution # 09 – 166 – 2019

4. Business Arising from the Minutes – None**5. Public Meeting(s) – None****6. Presentation(s) – None****7. Delegation(s)****7.1 Ron Mervis – Regional Manager, Southern Ontario – Eastlink**

Ron Mervis, Regional Manager, Southern Ontario for Eastlink addressed Council, providing information about Eastlink, noting that they are a proud Canadian, family-owned and operated telecommunications company. Mr. Mervis noted that Eastlink has invested in small towns like Chesley, Paisley, Port Elgin and Hanover and invested over \$25 Million in Southern Ontario over the past five (5) years, high speed internet with speed up to 1 Gig, TV, Phone and Smart Home services and are committed to giving back to the communities they serve.

Mr. Mervis responded to questions from members of Council.

8. Correspondence**8.1 Requiring Action****8.1.1 Saugeen Mobility and Regional Transit – Financial Request**

Council reviewed and discussed the correspondence from Saugeen Mobility and Regional Transit (SMART) regarding a financial contribution from the recently announced provincial funding allocation in support of SMART's aging fleet replacement and that this contribution amount be relative to current contributions to SMART in the amount of \$ 18,358.51.

Subsequent to discussion, Council directed that this item be discussed during the budget deliberations.

8.1.2 Paisley Agricultural Society – Request for Sponsorship

Council reviewed and discussed the correspondence from the Paisley Agricultural Society requesting that Council consider providing sponsorship to the Society for the purpose of a grant request to the Community Foundation Grey Bruce.

Subsequent to discussion, Council passed the following resolution:

Moved by: Councillor Kanmacher

Seconded by: Councillor Nickason

Whereas, the Paisley Agricultural Society wishes to apply to the Community Foundation Grey Bruce to provide funding for the "Barn Quilt Trail" to showcase the importance of agricultural traditions in our community; and

Whereas, the Society is a registered non-profit organization without registered charity status; and

Whereas, the Foundation will only issue funds to a registered charity or municipality; therefore

Be It Resolved, That the Corporation of the Municipality of Arran-Elderslie hereby will act as a sponsor for the Paisley Agricultural Society that is not a registered non-profit organization without registered charity status that will carry out the charitable activity for the “Barn Quilt Trail” project.

Carried Resolution # 09 – 167 – 2019

8.2 For Information

Subsequent to discussion, Council passed the following resolution:

Moved by: Councillor Nickason

Seconded by: Councillor Bell

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 Saugeen Mobility and Regional Transit – February 22nd, 2019 Meeting Minutes
- 8.2.2 Grey Sauble Conservation Authority – AGM & Board Meeting Highlights – March 1st 2019
- 8.2.3 County of Bruce – Director of Transportation and Environmental Services – Waste Management Update
- 8.2.4 Chippewas of Nawash – Wharfs and Docks – Saugeen Territory
- 8.2.5 MPP Bill Walker – Letter to Minister of Environment – Burgoyne Water Association Well Supply
- 8.2.6 Drinking Water Source Protection – November 23rd 2018 Meeting Minutes
- 8.2.7 Drinking Water Source Protection – Primer for Municipal Councillors
- 8.2.8 Minister of Infrastructure and Communities – Top-Up – Gas Tax Fund

Carried Resolution # 09 – 168 – 2019

8.3 Events/Notices

- 8.3.1 Ainley & Associates Limited – Town of Saugeen Shores – Increased Capacity at Southampton Water Pollution Control Plant – Class Environmental Assessment – Notice of Study Commencement
- 8.3.2 Bruce County – News Release – Bruce GPS: Unique Opportunity to Impact the Future
- 8.3.3 Nuclear Innovation Institute – News Release – Skilled Trades Forum

9. Staff Reports

9.1 Clerk-Administrator – Peggy Rouse

- 9.1.1 SRCLK.19.29 – Committee of Adjustment – An Overview
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: Councillor Kanmacher

Be It Resolved,

- 1) That SRCLK.19.29 be received – Committee of Adjustment for information purposes; and
- 2) That Council adopt By-law 29-2019 to rescind and replace By-law 17-04.

Carried Resolution # 09 – 169 – 2019

- 9.1.2 SRCLK.19.30 – Amend Municipal Code – Scented Products in the Workplace 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: Councillor Dudgeon

Be It Resolved,

- 1) That SRCLK.19.30 be received – Scented Products in the Workplace Policy; and
- 2) That the Municipal Code – Schedule A – General Government – Health and Safety be amended in regards to Scented Products in the Workplace Policy.

Carried Resolution # 09 – 170 – 2019

9.2 Treasurer – David Hunks

- 9.2.1 Accounts Payable Voucher #7-2019 dated April 8th, 2019
Councillor Bell declared a pecuniary interest as his daughter and son-in-law own Barclay Wholesale Ltd., which appears in Accounts Payable Voucher #06-2019.

L. Albright, Deputy Treasurer, responded to questions from Members of Council. Subsequent to further discussion, Council passed the following resolution:

Moved by: Councillor Dudgeon
 Seconded by: Councillor Nickason
Be It Resolved, That Accounts Payable Voucher #07-2019 dated April 8th, 2019 in the amount of \$ 362,938.90 be approved for payment as submitted by the Treasurer,

Carried Resolution # 09 – 171 – 2019

9.3 Works Manager – Scott McLeod

- 9.3.1 SRW.19.11 – Award Tender – Maintenance Gravel
S. McLeod, Public Works Manager, responded to questions from Members of Council. Subsequent to further discussion, Council passed the following resolution:

Moved by: Councillor Dudgeon
 Seconded by: Councillor Bell
Whereas, the award of a tender for the maintenance gravel has been recommended by the Works Manager in Report SRW.19.11; therefore

Be It Resolved,

- 1) That SRW.19.11 be received – Award Tender – Maintenance Gravel; and
- 2) That Council award the Tender to supply and apply crushed gravel to various roads to Harold Sutherland Construction Ltd. in the amount of \$ 9.27 per tonne (excluding applicable taxes) for Granular A and \$ 11.97 per tonne for 7/8" Crushed Quarry Stone, being financed from Account Number 01-2516-7144 (Transportation Services-Roads-Gravel-Contract-Resurfacing).

Carried Resolution # 09 – 172 – 2019

9.4 Building Department – Pat Johnston

- 9.4.1 SRCBO.19.06 – March 2019 Building Permit Information
P. Johnston, Chief Building Official, 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, That SRCBO.19.06 – Building Permits – March 2019 – be received for information purposes.

Carried Resolution # 09 – 173 – 2019

9.5 Recreation Department – Carly Steinhoff – None**9.6 Fire Departments – None****9.7 Planning Department – Jacob Van Dorp – None**

A recess was held at this time (10:28 a.m. – 10:46 a.m.).

10. Reports of Members of CouncilBell:

Councillor Bell advised that he had attended the SMART meeting last Friday.

Nickason:

Councillor Nickason advised that had attended the Association of Municipalities of Ontario (AMO) “As a Member of Council What you need to Know” workshop and a Tara-Arran Fire Committee meeting last Wednesday.

Kanmacher:

Councillor Kanmacher advised that she also attended the AMO workshop.

Greig:

Councillor Greig advised that he also be attended the AMO workshop and attended the Parks and Recreation Ontario last week.

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.

11. Health and Safety**11.1 November 27th, 2018 Meeting Minutes**

Moved by: Councillor Bell

Seconded by: Councillor Greig

Be It Resolved, That Council of the Municipality of Arran-Elderslie hereby directs that the Cost Award Judgment and the Post Judgment Interest assessed in favour of Craig Johnston in the February 20th, 2019 Superior Court of Justice Endorsement of Costs in the amount of \$ 161,185.22 be financed from Working Capital Reserve Account Number 01-0000-2101.

Carried Resolution # 09 – 1 – 2019

Mayor Hammell arrived and assumed the Chair of the meeting.

12. Other Business**12.1 Proposed 2019 Budget – Brief Overview and Presentation of Draft 2019 Operating Budget – L. Albright, Deputy Treasurer**

Councillor Dudgeon reviewed the draft 2019 Operating Budget with Members of Council as follows:

- i) General Government
- ii) Protective Services – Fire Departments
- iii) Protective Services – Animal Control, Building & Property Standards
- iv) Recreation/Cultural Services v) Transportation Services – S. McLeod, Works Manager
- vi) Environmental Services – Water and Sewer
- vii) Environmental Services – Waste Management
- viii) Health Services – Medical Clinics and Cemeteries
- ix) Planning and Development

L. Albright, Deputy Treasurer and P. Rouse, Clerk-Administrator, responded to questions from Members of Council.

13. Notice of Motion

Councillor Bell provided a notice of motion supporting the request for capital funding from Saugeen Mobility and Regional Transit (SMART) that has been announced by Steve Clark, Minister of Municipal Affairs and Housing regarding the Municipal Modernization Funding in the amount of \$ 580,295.00. SMART is requesting \$ 18,358.51 from the Municipality.

14. By-law(s)

14.1 28-2019 – Authorize Execution – Emergency Protective Services Facility Agreement – Bruce Power

Moved by: Councillor Kanmacher

Seconded by: Councillor Nickason

Be It Resolved, That By-law No. 28-2019 be introduced and taken as read a first and second time, being a By-law to authorize the execution of an Emergency Protective Services Training Facility Agreement with Bruce Power L.P.

Carried Resolution # 09 – 175 – 2019

Moved by: Councillor Nickason

Seconded by: Councillor Kanmacher

Be It Resolved, That By-law No. 28-2019 be taken as read a third and final time; to be signed, sealed and engrossed in the By-law Book.

Carried Resolution # 09 – 175 – 2019

14.2 29-2019 – Amend the Municipal code (Constitute Committee of Adjustment

Moved by: Councillor Nickason

Seconded by: Councillor Bell

Be It Resolved, That By-law No. 29-2019 be introduced and taken as read a first and second time, being a By-law to amend the Municipal Code – Schedule H – Planning & Development: Committee of Adjustment.

Carried Resolution # 09 – 176 – 2019

Moved by: Councillor Bell

Seconded by: Councillor Nickason

Be It Resolved, That By-law No. 29-2019 be taken as read a third and final time; to be signed, sealed and engrossed in the By-law Book.

Carried Resolution # 09 – 176 – 2019

A recess was held at this time (12:26 p.m. – 1:07 p.m.).

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

The Mayor advised that Council will go into closed session at 1:07 p.m. for the purpose of matters identified in the motion below.

Moved by: Councillor Bell

Seconded by: Deputy Mayor Davis

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:

- i) Personal matters about an identifiable individual, including municipal or local board employees;*
- ii) Proposed or pending acquisition or disposition of real property; and*
- iii) Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board; pursuant to Section 239(2) of the Municipal Act, 2001, as amended.*

Staff authorized to Remain: Clerk, Ben Cornell from Ward & Uptigrove, Murray Clark, Acting CAO, County of Bruce

Carried Resolution # 09 – 177 – 2019

16. Resolution to Reconvene in Open Session

Council arose from closed session and the regular session resumed at 4:20 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 Bell
Seconded by: Councillor Kanmacher

Be It Resolved,

- 1) That Council approves the renewal of the Franchise Agreement with Union Gas; and
- 2) That Council, after considering information from their lawyer, approve to drop the amendment and revert back to the standard form model gas franchise agreement and sign the 2000 Model Franchise Agreement with Union Gas Limited.

Carried Resolution # 09 – 181 – 2019

Moved by: Councillor Greig
Seconded by: Councillor Kanmacher

Be It Resolved,

- 1) That Council declare part of John Street in the former Township of Arran (Town Plot of Invermay) to be surplus to the Municipality's requirements;
- 2) That Council convey Part 1 on Plan 3R-10195 to the adjacent landowners;
- 3) That the adjacent landowners be responsible for all legal and other costs associated with the conveyance of the said land; and
- 4) That the proposed conveyance of the said land be exempt in accordance with the requirements of the Municipal Code – Schedule A – Legal – Sale of Real Property – Section 5.1.

Carried Resolution # 09 – 182 – 2019

18. Confirming By-law

By-law 30-2019 – Confirming By-law

Moved by: Councillor Dudgeon
Seconded by: Councillor Greig

Be It Resolved, That By-law No. 30-2019 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 April 8th, 2019.

Carried Resolution # 09 – 183 – 2019

Moved by: Councillor Greig
Seconded by: Councillor Dudgeon

Be It Resolved, That By-law No. 30-2019 be taken as read a third and final time; to be signed, sealed and engrossed in the By-law Book.

Carried Resolution # 09 – 183 – 2019

19. Adjournment

Moved by: Councillor Bell
Seconded by: Deputy Mayor Davis

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

Carried Resolution # 09 – 184 – 2019

The meeting was adjourned at 4:33 p.m.

Original Signed by

Steve Hammell, Mayor

Original Signed by

Peggy, Rouse, Clerk-Administrator