



MUNICIPALITY OF ARRAN-ELDERSLIE

Council Meeting - C#14-2019

Monday, May 27th, 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, May 27th, 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
C. McKinnon, Assistant Clerk
S. McLeod, Public Works Manager
P. Johnston, Chief Building Official
C. Steinhoff, Facilities, Parks & Recreation Manager
L. Fullerton, Community Development Coordinator

1. Adoption of Agenda

Moved by: Councillor Bell

Seconded by: Councillor Nickason

Be It Resolved, That the agenda for the Council Meeting of May 27th, 2019 be received and adopted, as distributed by the Clerk.

Carried Resolution # 14 – 241 – 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#12-2019 held May 1st, 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 Regular Council Session C#12-2019 held Wednesday, May 1st, 2019, as circulated.

Carried Resolution # 14 – 242 – 2019

3.2 Regular Council Meeting C#13-2019 held May 13th, 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#13-2019 held Monday, May 13th, 2019, as circulated.

Carried Resolution # 14 – 243 – 2019

4. Business Arising from the Minutes

4.1 Unopened Road Allowance – Concession 7, Pt Lot 2 & 3 and Concession 7 Lot 4 Elderslie (Lockerby Dam)

Deputy Mayor Davis declared a pecuniary interest as he had advised that is the realtor representing the buyer of the subject properties. The Deputy Mayor did not participate in the discussion or the vote .

Moved by: Councillor Bell

Seconded by: Councillor Nickason

Be It Resolved, That Council of the Municipality of Arran-Elderslie hereby direct staff to proceed with the necessary steps including any necessary survey and any and all associated steps required to acquire the deviation road running through Concession 7 Lot 2, 3 and Lot 4 around the Lockerby Dam, with the Municipality being responsible for all costs associated with this issue, being financed from Account Number 01-0000-2110 – Reserves-Land Sale Proceeds-Elderslie.

Carried Resolution # 14 – 244 – 2019

4.2 SRFIR.19.02 – Chesley Firefighter Protective Gear – Replacement Program

Moved by: Deputy Mayor Davis

Seconded by: Councillor Nickason

Be It Resolved, That Council of the Municipality of Arran-Elderslie take from the table and consider resolution 13 – 233 – 2018 tabled May 13th, 2019, regarding the purchase of Protective Gear for the Chesley & Area Fire Department.

Carried Resolution # 14 – 245 – 2019

Moved by: Councillor Kanmacher

Seconded by: Councillor Nickason

Whereas, the award of the quotation for up to five (5) sets of Protective Gear has been recommended by the Chesley Fire Chief in Report SRFIR.19.02; therefore

Be It Resolved,

- 1) That Report SRFIR.19.02 be received – Approve Purchase – Bunker Gear – Chesley Fire Station;
- 2) That the Council grant 2019 pre-budget approval for the purchase of five (5) sets of bunker gear from A.J. Stone Co. Ltd. for the Chesley Fire Department in the amount of \$ 11,090.00 including shipping (excluding applicable taxes) to be funded from Minor Capital – Account Number 01-2012-7600); and
- 3) That this purchase be exempt in accordance with Article 4.7 of By-law No. 59-09, being the Purchasing Policies and Procedures, as amended.

Carried Resolution # 14 – 246 – 2019

5. Public Meeting(s)

5.1 Minor Variance A30-2019.38 Anderson c/o McLean

The Mayor called the public meeting to order. He stated the

purpose of the public meeting was to consider a Minor Variance to provisions of the Municipality of Arran-Elderslie Comprehensive Zoning By-law 36-09.

Jack Van Dorp, Senior Planner for the Municipality of Arran-Elderslie, provided that the purpose and effect of the proposed Minor Variance which is to permit for a five (5) metre setback for a new residence to the (new) east lot line where the zoning by-law requires 1 six point seven (6.7) meter setback. Ms. Herbert reviewed the contents of Staff Report A-30-2019.38 and the recommendation from the Planning Staff.

Mr. Van Dorp noted that there were no comments from the public circulation and only the Grey Sauble Conservation Authority (GSCA) provided comments noting that generally they have no objection to the subject proposal to reduce the side yard setback as proposed as it does not negatively impact natural hazards and/or significant natural heritage features on the subject property.

Mr. Van Dorp indicated that agent for the applicant was available for any questions of members of Council.

The Mayor said if attendees wished to be notified of the adoption of the proposed Minor Variance or of further proceedings regarding the variance a written request needed to be made to the Municipality by signing the form provided.

The Mayor asked if anyone present wished to make oral or written submission either in favour or opposed to the proposed for the property owners were present and available to answer questions from Council and the public.

Hearing no further comments from the public, the Mayor declared the public meeting closed.

Subsequent to further discussion, Council defeated the following resolution:

Moved by: Councillor Kanmacher

Seconded by: Councillor Greig

Whereas, The Planning Department recommends that the Minor Variance Application A-30-2019.38 satisfies the policies for a minor variance to a required frontage; therefore

Be It Resolved, That Minor Variance Application A-30-2019.38 (Anderson c/o McLean Lawyers) be approved subject to the following conditions:

- 1) That the development of the property be carried out in accordance with the site plan shown as shown on Schedule 'A', attached to and forming part of the decision;*
- 2) That the variance granted by this decision applies only to the development as shown on Schedule 'A' , attached to and forming part of this decision;*
- 3) That the development approved by this variance be substantially completed within the two (2) years of the date of the decision.*

Carried Resolution # 14 – 247 – 2019

6. Presentation(s) – None

7. Delegation(s)

7.1 Dave Dansereau – Request to Consider re-establishing the former zoning through future 'housekeeping' Amendment

Mr. Dansereau addressed Council and made a verbal presentation regarding the current zoning on the subject property, requesting from Council a resolution from Council that agrees that the redevelopment of Wheelfast's Inventory storage facility at its

current location at 1658 Bruce Road 10 is in accordance with Arran-Elderslie Comprehensive Zoning By-law.

Subsequent to further discussion, Council directed staff to prepare a report about issues that may be appropriate to address through a housekeeping update.

7.2 Stuart Doyle – Barry's Construction and Insulation – Extension to the Lapsing Date for a Draft Plan of Subdivision

Mr. Doyle from Barry's Construction and Insulation, providing Council with an update on the Healey/Tara Riverview Estates, noting the their consultants have continued to mature the Geotechnical Report and collect data to ensure the water levels are representative of the site conditions.

Subsequent to further discussion, Council passed the following resolution:

Moved by: Councillor Greig

Seconded by: Councillor Nickason

Be It Resolved, That Council directs staff to submit to the County of Bruce Planning and Development, the Municipality's position of a maximum of three (3) year extension to Draft Approval to satisfy the conditions of Draft Approval of the property owned by Barry's Construction and Insulation Ltd. (Healey/Tara Riverview Estates), described as Arran Con 8 Pt Lot 29 Plan; 29 Pt Park Lot 5 Plan 220; Park Lot J Pt Park Lot K RP: 3R9158 Pt Part 1, Municipality of Arran-Elderslie.

Carried Resolution # 14 – 248 – 2019

8. Correspondence

8.1 Requiring Action

8.1.1 Saugeen Mobility and Regional Transit – Change in Capital Funding Request

Subsequent to discussion, Council directed staff to not issue the cheque to Saugeen Mobility and Regional Transit as directed in Resolution No. 11-195-2019 dated April 23rd, 2019.

8.1.2 Golf fore Hospice – Request to Proclaim June 18th 2019 a Fun Festival

Subsequent to discussion, Council passed the following resolution:

Moved by: Deputy Mayor Davis

Seconded by: Councillor Dudgeon

Be It Resolved, That Council of the Municipality of Arran-Elderslie hereby:

- 1) support the fundraiser for the Residential Hospice Committee of Grey Bruce Inc; and
- 2) hereby declares June 18th, 2019 a Fun Festival in support of this "Golf Fore Hospice" community wide event.

Carried Resolution # 14 – 249 – 2019

8.2 For Information

Subsequent to discussion, Council passed the following resolution:

Moved by: Councillor Greig

Seconded by: Councillor Kanmacher

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 Town of Mono – Ontario Municipal Partnership Fund (OMPF)

8.2.2 Saugeen Valley Conservation Authority (SVCA) – Provincial

Client Service and Streamlining Initiative and Provincial Funding Cuts

- 8.2.3 Town of Hanover – Resolution – Cuts to Ontario Library Services
- 8.2.4 BASWR – March 21st Board Meeting Minutes
- 8.2.5 Town of Aurora – Resolution – Response to Bill 108, the More Homes, More Choice Act
- 8.2.6 Ministry of Solicitor General – Office of the Fire Marshal and Emergency Management – Announcement – Assistant Deputy Fire Marshall of Field Advisory Services

Carried Resolution # 14 – 250 – 2019

Staff was directed to bring back a resolution in support of the Town of Mono regarding the Ontario Municipal Partnership Fund (OMPF).

8.3 Events/Notices

- 8.3.1 Saugeen Shores – Notice of Public Information Centre No. 1 – Class Environmental Assessment (Phases 1 to 4) for Increased Capacity at Southampton Water Pollution Control Plan (WPCP)

9. Staff Reports

9.1 Clerk-Administrator – Peggy Rouse

- 9.1.1 SRCLK.19.42 – Ontario Society for the Prevention of Cruelty to Animals (OSPCA) Update – Animal Cruelty Investigations
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, That SRCLK.19.42 be received – Ontario Society for the Prevention of Cruelty to Animals (OSPCA) Update – Animal Cruelty Investigations – for information purposes.

Carried Resolution # 14 – 251 – 2019

- 9.1.2 SRCLK.19.43 – Strategic Asset Management – Legislated Requirements
P. Rouse, Clerk-Administrator, responded to questions from Members of Council. Subsequent to further discussion, Council passed the following resolution:

Moved by: Councillor Dudgeon

Seconded by: Deputy Mayor Davis

Be It Resolved, That SRCLK.19.43 be received – Strategic Asset Management – Legislated Requirements – for information purposes.

Carried Resolution # 14 – 252 – 2019

A recess was held at this time (10:03 a.m. – 10:15 a.m.).

9.2 Treasurer

- 9.2.1 Accounts Payable Voucher #10-2019 dated May 27th, 2019
Councillor Bell declared a pecuniary interest as his daughter and son-in-law own Barclay Wholesale Ltd., which appears in Accounts Payable Voucher #09-2019.

C. McKinnon, Assistant Clerk, responded to questions from Members of Council. Subsequent to further discussion, Council passed the following resolution:

Moved by: Councillor Dudgeon

Seconded by: Deputy Mayor Davis

Be It Resolved, That Accounts Payable Voucher #10-2019

dated May 27th, 2019 in the amount of \$ 199,235.15 be approved for payment as submitted by the Treasurer.

Carried Resolution # 14 – 253– 2019

9.3 Works Manager – Scott McLeod – None

9.4 Building Department – Pat Johnston – None

9.5 Recreation Department – Carly Steinhoff – None

9.6 Fire Departments – None

9.7 Community Development Co-ordinator – Laura Fullerton – None

9.8 Planning Department – Jacob Van Dorp – None

10. Reports of Members of Council

Bell:

Councillor Bell advised that he had attended the Wind Turbine Working Group, the Chesley Chamber Commerce meeting and the Chesley Legion Classic last week.

Nickason:

Councillor Nickason advised that he will be attending the Walkerton Clean Water Centre will be presenting the findings of the Pilot Project that examined the source water supply and subsequent water treatment options for the Burgoyne DWS on Wednesday and attended the Bruce Area Solid Waste Recycling board meeting last week.

Kanmacher:

Councillor Kanmacher advised that she had attended the Tom Boy Ice Cream Store Grand Opening, the Spruce the Bruce meeting and the 80th Anniversary of the Paisley Branch of the Royal Canadian Legion and the 60th Anniversary of the Ladies Auxiliary of the Paisley Branch of the Royal Canadian Legion last week and will be attending the Southern Bruce Safe Communities Designation Ceremony on June 6th at the Walkerton Clean Water Centre.

Greig:

Councillor Greig advised that he had attended a Grey Sauble Conservation Authority Board meeting and a meeting with the Tara Downtown Improvement meeting regarding a picnic shelter at park behind Sulky Sam's.

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 that he attended the Chesley Community Classic last weekend and will be attending the Zone C4 Convention for the Royal Canadian Legion Ladies Auxiliary.

11. Health and Safety – None

12. Other Business

12.1 Proposed 2019 Operating and Capital Budget

Council reviewed revised documents regarding the proposed 2019 Operating and Capital Budget.

A recess was held at this time (11:28 a.m. – 12:24 p.m.).

13. Notice of Motion – None

14. By-law(s)

14.1 37-2019 – Tree Canopy and Natural Vegetation Policy

Moved by: Deputy Mayor Davis

Seconded by: Councillor Nickason

Be It Resolved, That By-law No. 37-2019 be introduced and taken as read a first and second time, being a By-law to adopt a Tree Canopy and Natural Vegetation Policy.

Carried Resolution # 14 – 254 – 2019

Moved by: Councillor Nickason

Seconded by: Deputy Mayor Davis

Be It Resolved, That By-law No. 37-2019 be taken as read a third and final time; to be signed, sealed and engrossed in the By-law Book.

Carried Resolution # 14 – 254 – 2019

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

The Mayor advised that Council will go into closed session at 12:25 a.m. for the purpose of matters identified in the motion below.

Moved by: Deputy Mayor Davis

Seconded by: Councillor Bell

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) Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board; and*
- iii) a matter in respect of which a council, board, committee or other body has authorized a meeting to be closed under another Act (MFIPPA)*

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

Staff authorized to Remain: Clerk

Carried Resolution # 14 – 255 – 2019

16. Resolution to Reconvene in Open Session

Council arose from closed session and the regular session resumed at 2:05 p.m. The Mayor confirmed that Council discussed only those matters identified in the motion above.

17. Adoption of Recommendations Arising from Closed Session – None

18. Confirming By-law

By-law 38-2019 – Confirming By-law

Moved by: Councillor Bell

Seconded by: Councillor Nickason

Be It Resolved, That By-law No. 38-2019 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 May 27th, 2019.

Carried Resolution # 14 – 261 – 2019

Moved by: Councillor Nickason

Seconded by: Councillor Bell

Be It Resolved, That By-law No. 38-2019 be taken as read a third and final time; to be signed, sealed and engrossed in the By-law Book.

Carried Resolution # 14 – 261 – 2019

19. Adjournment

Moved by: Deputy Mayor Davis

Seconded by: Councillor Bell

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

Carried Resolution # 14 – 262 – 2019

The meeting was adjourned at 2:07 p.m.

Original Signed by

Steve Hammell, Mayor

Original Signed by

Peggy, Rouse, Clerk-Administrator