



## MUNICIPALITY OF ARRAN-ELDERSLIE

Council Meeting - C#28-2019

Monday December 9, 2019 at 9:00 a.m. – Council Chambers

### MINUTES

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#### **Members Present:**

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

#### **Members Absent:**

Councillor Brian Dudgeon

#### **Staff Present:**

C. Fraser-McDonald, Acting Clerk  
T. Neifer - Treasurer  
Pat Johnston, Chief Building Official  
S. McLeod, Works Manager  
C. Steinhoff, 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 December 9, 2019 be received and adopted, as distributed by the Acting Clerk.

**Carried Resolution # 28-517-2019**

#### **2. Disclosures of Pecuniary Interest and General Nature Thereof**

Councillor Bell declared an indirect pecuniary interest by regarding Agenda Item 9.2 "Accounts Payable" as his family is the owner of a business that provides services to the Municipality.

#### **3. Adoption of Minutes of Previous Meeting(s)**

3.1 Regular Council Meeting C#27-2019 held November 25, 2019

Moved by: Councillor Bell

Seconded by: Councillor Nickason

*Be It Resolved* that Council of the Municipality of Arran-Elderslie adopt the minutes of the Regular Council Session C#27-2019 held November 25, 2019,

as circulated.

**Carried Resolution #28-518–2019**

**4. Business Arising from the Minutes**

4.1 – Adopt the Paisley Business to Bruce Strategy & Brand – “Paisley Pops”

L. Fullerton, Community Development Coordinator, noted that this project was not completed through the Chamber. Council would like to hear what the Chamber has to say about this proposed branding. Subsequent to further discussion, Council tabled the following resolution:

Moved by: Councillor Kanmacher

Seconded by: Councillor Nickason

*Be It Resolved*, That Council of the Municipality of Arran-Elderslie adopts the Paisley Business to Bruce Strategy and brand for the Village of Paisley, being “Paisley Pops – Express Your Talents” in order to attract new businesses to the Village of Paisley and support the existing businesses.

**Tabled Resolution #28-519–2019**

4.2 – Direction to Staff to deposit funds received from Municipal Insurance Claim

Subsequent to further discussion, Council passed the following resolution:

Moved by: Deputy Mayor Davis

Seconded by: Councillor Bell

*Be It Resolved* that Council of the Municipality of Arran-Elderslie hereby directs staff to deposit funds received from their insurance company regarding the Johnston claim in the amount of \$389,384.00 to Working Capital Reserve 01-000-2101.

**Carried Resolution #28-520–2019**

**5. Public Meeting -**

**5.1 Minor Variance – A-76-19.49 Hemstock**

The Mayor called the public meeting to order at 9:10 a.m. He stated the purpose of the public meeting was to consider a proposed Minor Variance application A-71-19.41 for Philip and Michelle Hemstock, to facilitate a severance at Lot 16 and Part Lot 17, Concession 2, geographic Township of Arran.

The Acting Clerk stated that if a Person or Public Body does not make oral submissions at a public meeting or make written submissions to the Municipality of Arran-Elderslie before the proposed Minor Variance is passed, the Person or Public Body is not entitled to appeal the decision of the

Municipality of Arran-Elderslie to the Local Planning Appeal Tribunal, and the Person or Public Body may not be added as party to the hearing of an appeal before the Local Planning Appeal Tribunal unless, in the opinion of the Tribunal, there are reasonable grounds to add the Person or Public Body as a party.

Amanda Herbert, Planner for the Municipality of Arran-Elderslie, noted that the purpose and effect of the proposed Minor Variance. This variance will facilitate a proposed severance and will reduce the minimum sideyard setbacks to the new lot line as follows:

- 11 metres for existing single detached dwelling
- 16 metres for existing shop
- 3 metres for existing tarp structure
- A development agreement registered on title is proposed to address archaeological potential.

Ms. Herbert indicated that 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, Mayor Hammell declared the public meeting closed at 9:20 a.m.

Subsequent to further discussion, Council passed the following resolution:

Moved by: Councillor Bell  
Seconded by: Deputy Mayor Davis

*Whereas*, The Planning Department recommends that the Minor Variance Application A-76-19.49 (Hemstock) meets the four tests for a minor variance;

*Therefore, Be It Resolved* that Minor Variance Application A-76.19.49 (Hemstock) be granted subject to the following conditions:

1. That any future development on the property conforms to the provisions of the Zoning By-law;

2. That the decision applies only to the proposed development as indicated on Schedule 'A' attached to and forming part of this decision.
3. That the development be completed within 2 years of this decision.

The Acting Clerk called for a recorded vote:

<b>MEMBER</b>	<b>YEA</b>	<b>NAY</b>
Councillor Bell	<b>X</b>	
Councillor Dudgeon	<b>X</b>	
Councillor Greig	<b>X</b>	
Councillor Kanmacher	<b>X</b>	
Councillor Nickason	<b>X</b>	
Deputy Mayor Davis	<b>X</b>	
Mayor Hammell	<b>X</b>	
<b>TOTALS</b>	<b>7</b>	

**Carried Resolution #28-521-2019**

**6. Presentation(s) – None**

**7. Delegation(s) -**

7.1 Ontario Provincial Police – Sargent Peter Marshall

Sargent Marshall made a presentation to Council regarding the Municipality entering into an OPP Policing Contract and establishing a Police Service Board.

He noted the differences between a Section 10 Police Services Act (PSA) contract and the present, existing Section 5.1 non-contract that the municipality has with the OPP.

There is no difference in costs between the Section 10 and the Section 5.1 non-contract. A contract would create a Police Service board and provide regular reports through the Police Service Board. The Municipality would also be eligible for some programs such as RIDE grants.

Municipalities are responsible for providing adequate and effective police

services. The Police Services Act states that every municipality shall provide adequate and effective police services in accordance with its needs.

The Police Services Board is an independent governance body for the police force - not a subcommittee of municipal council or the province. The size and composition of the board is governed by the PSA. Roles and responsibilities set out in the PSA and regulations and a key function of the board is to provide civilian governance over the delivery of policing services.

Police services boards oversee how policing is provided in their local community. They contribute to their community's safety and well-being by working with local citizens and organizations to ensure their community receives the appropriate policing it needs.

Sargent Marshall noted that the new Police Services Act received Royal Assent in 2019. With the new regulations from this Act, contracts will be null and void and enhancements will be available.

Council thanked Sargent Marshall for his presentation.

## **8. Correspondence**

### **8.1 Requiring Action - None**

### **8.2 For Information**

8.2.1 – Saugeen Mobility General Board Meeting Minutes - October 25, 2019

8.2.2 – Grey Bruce We C.A.R.E. Program

Subsequent to further discussion, Council passed the following resolution:

Moved by: Councillor Kanmacher

Seconded by: Councillor Nickason

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

8.2.1 – Saugeen Mobility General Board Meeting Minutes - October 25, 2019

8.2.2 – Grey Bruce We C.A.R.E. Program

**Carried Resolution #28-522-2019**

Moved by: Deputy Mayor Davis

Seconded by: Councillor Greig

Be It Resolved that the Council of the Municipality of Arran-Elderslie hereby appoints Councillor Melissa Kanmacher to the We C.A.R.E. Committee.

**Carried Resolution #28-523-2019**

### **8.3 Events/Notices - None**

## 9. Staff Reports

### 9.1 Clerks Department – Christine Fraser-McDonald

9.1.1 – SRCLK.19.69 - Request to Acquire Municipal Lands – Village of Tara  
Christine Fraser-McDonald, Acting Clerk, responded to questions from Members of Council. Subsequent to further discussion, Council passed the following resolution:

Moved by: Councillor Greig

Seconded by: Councillor Nickason

- 1) That SRCLK.19.69 be received – Request to Acquire Municipal Lands – Village of Tara; and
- 2) That Council declare Part 3 on Registered Plan 3R-7378 surplus to the needs of the Municipality;
- 3) That Council directs staff to give notice to the public of the proposed sale of land as per Municipal Procedure Governing the Sale of Real Property.
- 4) That an easement be included on the lands for any future municipal use.

**Carried Resolution #28-524-2019**

### 9.1.2 – SRCLK.19.70 – Municipal Access Agreement with GBTel

Christine Fraser-McDonald, Acting Clerk, responded to questions from Members of Council. Subsequent to further discussion, Council passed the following resolution:

Moved by: Deputy Mayor Davis

Seconded by: Councillor Bell

- 1) That SRCLK.19.70 be received – GBTel Municipal Access Agreement; and
- 2) That Council authorize the Mayor and Acting Clerk to sign the Municipal Access Agreement with GB Tel Incorporated; and
- 3) That a by-law be passed entering into an agreement with GBTel.

**Carried Resolution #28-525-2019**

### 9.1.3 – SRCLK.19.71 - Request for Statement of Concurrence – Proposed Grey Bruce Telecom Communications Tower – Dobbinton

Christine Fraser-McDonald, Acting Clerk, responded to questions from Members of Council. Subsequent to further discussion, Council passed the following resolution:

Moved by: Deputy Mayor Davis

Seconded by: Councillor Bell

- 1) That SRCLK.19.71 be received – Request for Statement of Concurrence – Proposed Grey Bruce Telecom Communications Tower; and
- 2) That Council of the Municipality of Arran-Elderslie, concur that the proposal by Grey Bruce Telecom Inc. to erect a wireless communication installation on lands know as municipally as 2814 Bruce

Road 10 and owned by Tom Sweiger, is fully compliant in the Municipality's option with the general/specific requirements of Industry Canada's Radio Communications and Broadcasting Antenna Systems protocol CPC-2-3 ("CPC") as supplemented by the specific local consultation requirements and all obligations for the municipal and public consultation requirements of the two protocols have been satisfactorily met.

**Carried Resolution #28-526-2019**

9.1.4 – SRCLK.19.72 - Arran-Elderslie Emergency Management Program  
David Smith, Community Emergency Management Coordinator, responded to questions from Members of Council. Subsequent to further discussion, Council passed the following resolution:

Moved by: Councillor Kanmacher

Seconded by: Deputy Mayor Davis

- 1) That SRCLK.19.72 be received – Municipality of Arran-Elderslie Emergency Management Program; and
- 2) That a By-Law be introduced being "A By-Law to Adopt a New Emergency Response Plan for the Municipality of Arran-Elderslie".

**Carried Resolution #28-527-2019**

**9.2 Treasurer - Tracey Neifer**

9.2.1 Accounts Payable Voucher #21-2019 dated December 9, 2019  
Councillor Bell declared a pecuniary interest as his daughter and son-in-law own Barclay Wholesale Ltd., which appears in Accounts Payable Voucher #16-2019.

Tracey Neifer, Treasurer, responded to questions from Members of Council. She noted to Council that a monthly financial report will be brought to Council in place of the existing Accounts Payable Voucher. Council agreed to this change in reporting. Subsequent to further discussion, Council passed the following resolution:

Moved by: Deputy Mayor Davis

Seconded by: Councillor Nickason

Be It Resolved, that Accounts Payable Voucher #21-2019 dated December 9, 2019 in the amount of \$1,001,740.55 be approved for payment as submitted by the Treasurer.

**Carried Resolution # 28-528-2019**

**9.3 Works Manager - Scott McLeod**

9.3.1 – SRW.19.44 – Opening Paisley Pipeline to Connections

S. McLeod, Public Works Manager, responded to questions from Members of Council. Subsequent to further discussion, Council tabled the following resolution to be brought back to the January 13<sup>th</sup>, 2020 Council meeting.

Moved by: Deputy Mayor Davis

Seconded by: Councillor Bell

Be It Resolved,

- 1) That Report SRW.19-44 - Opening Paisley Pipeline to Connections, is received for information purposes, and
- 2) That Council bring a recommendation back to staff for future considerations.

**Tabled Resolution # 28-529-2019**

9.3.2 – SRW.19.45 – Purchase Tandem Truck with Snow & Sand Equipment

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 that Council

- 1) Receive Report SRW.19.45 – Purchase Snow Plow Truck; and
- 2) That Council accepts the quotation for a 2020 Western Star Truck from Complete Truck in Barrie, Ontario in the amount of \$153,585.00 (excluding applicable taxes) being financed from account 02-3411-7052; and
- 3) That Council has the 2020 Western Star Truck delivered to Viking Cives Ltd in Mount Forest for the installation of Winter Control Equipment based on a future quote being financed from the 2020 Capital budget.

**Carried Resolution # 28-530-2019**

9.3.3 – SRW.19.46 - Investing in Canada Infrastructure Program: Green Stream

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 Bell

Be It Resolved that Council

- 1) Receive the report SRW.19.46 Investing in Canada Infrastructure Program: Green Stream; and
- 2) THAT Council supports the application to the Investing in Canada Infrastructure Program: Green Stream for the 4<sup>th</sup> and 5<sup>th</sup> Avenue Southwest Revitalization project in Chesley.

**Carried Resolution # 28-531-2019**

9.3.4 – SRW.19.47 – Agreement Update – Extension of Nickason Drive

S. McLeod, Public Works Manager, 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 SRW.19.47 be received – Agreement Update – Extension of Nickason Drive;
- 2) That Ron Nickason Enterprises Ltd enters into an Agreement with the Municipality to satisfy all the requirements, financial or otherwise of the Municipality, for the extension of Nickason Drive to Sideroad 25 North Arran.

**Carried Resolution # 28-532-2019**

#### 9.3.5 – SRW.19.49 – McCurdy Bridge Cost Increase

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

- 1) That Arran-Elderslie Council reviews Report SRW.19.49 to support and approve the increases presented by the County of Bruce for the construction of the McCurdy Bridge on the Elderslie-Brant Boundary; and
- 2) That the additional costs be paid to Bruce County and be financed from the Bridge Capital Account #01-0000-2122.

**Carried Resolution # 28-533-2019**

### **9.4 Building Department - Pat Johnston**

#### 9.4.1 – SRCBO.19.16 – Building Permit Information

Chief Building Official, Pat Johnston, 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 Council receives Report SRCBO.19.16 – November 2019 Building Permits, for information purposes.

**Carried Resolution # 28-534-2019**

### **9.5 Recreation Department – Carly Steinhoff**

#### 9.5.1 – SRREC.19.30 – 2020 Bruce Grey PLAY Network Contribution

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: Deputy Mayor Davis  
*Be It Resolved* that Council hereby:

- 1) Receive Report SRREC 19.30, dated December 9, 2019 from the Facilities, Parks & Recreation Manager regarding the 2020 PLAY Contribution; and
- 2) That Council hereby authorizes \$300.00 from the 2020 budget for the Bruce Grey PLAY Network Initiative.

**Carried Resolution # 28-535-2019**

## **9.6 Fire Departments – Chief Paul Best – Tara-Arran Fire**

9.6.1 – Motion to accept quote from Bridge Electric to replace lighting  
C. Steinhoff responded to questions from Members of Council. This was previously discussed at Council on November 12, 2019. At that time, Council directed that this be brought forward to the Tara-Arran Fire Committee. Their meeting was held on November 26, 2019 and the committee passed the motion and directed that it be brought back to Council for their approval.

Subsequent to further discussion, Council passed the following resolution:

Moved by: Councillor Nickason

Seconded by: Councillor Greig

*Be It Resolved* that Council hereby

- 1) accepts the proposal from Bridge Electric Ltd to upgrade all lighting at the Tara-Arran Fire Hall at a cost of \$8,637.15 plus applicable taxes; and
- 2) That the funding be provided through the Provincial one-time Efficiency/Modernization Grant Reserve Account 01-000-2150.

**Carried Resolution # 28-536-2019**

## 9.6.2 – Motion to approve equipment for Tara Fire Hall

Mayor Hammell responded to questions from Members of Council. This was previously discussed at Council on November 12, 2019. At that time, Council directed that this be brought forward to the Tara-Arran Fire Committee. The committee passed the motion and directed that it be brought back to Council for their approval.

Subsequent to further discussion, Council passed the following resolution:

Moved by: Councillor Greig

Seconded by: Councillor Nickason

*Be It Resolved* that Council hereby

- 1) approves the purchase of equipment for the Tara-Arran Fire Hall; and
- 2) the funding be provided through the Provincial one-time Efficiency/Modernization Grant Reserve Account 01-000-2150.

**Carried Resolution # 28-537-2019**

## **9.7 Community Development Co-ordinator – None**

## **9.8 Planning Department– None**

## 10. Reports of Members of Council

### Bell:

Councillor Bell advised Council that he attended the Horticultural Society Christmas dinner and he will be attending a meeting regarding Chesley place.

### Nickason:

Councillor Nickason attended the Tara-Arran Fire Committee meeting, all three Christmas parades, and will be attending a meeting for BASWR in Southampton.

### Kanmacher:

Councillor Kanmacher advised Council that she attended the Christmas parades and the Treasurer Chest Museum. She will be attending a meeting regarding Chesley Place.

### Greig:

Councillor Greig advised Council that he attended the Tara-Arran Fire Committee, a Grey Sauble Conservation Authority meeting, a Tara Downtown Improvement Association meeting and attended all three Christmas Parades.

### Deputy Mayor Davis:

Deputy Mayor Davis requested that Bruce County Planner Jack Van Dorp prepare a report regarding surplus farm dwellings and the merging of lots.

### Mayor Hammell:

Mayor Hammell updated Council that he attended all three Christmas parades and Tara-Arran Fire Committee meeting. Union contract negotiations begin this Wednesday and Thursday.

11. **Health and Safety** – None

12. **Other Business** - None

13. **Notice of Motion** – None

14. **By-law(s)**

14.1 – By-law 76-2019 – Appoint a Treasurer

Council passed the following resolution:

Moved by: Deputy Mayor Davis  
Seconded by: Councillor Greig

*Be It Resolved* that By-law No. 76-2019 be introduced and taken as read a first and second time, being a By-law to appoint Tracey Neifer as Treasurer for the Municipality of Arran-Elderslie.

Moved by: Councillor Greig

Seconded by: Deputy Mayor Davis

*Be It Resolved* that By-law No. 76-2019 be taken as read a third and final time; to be signed, sealed and engrossed in the By-law Book.

**Carried Resolution # 28-538-2019**

14.2 – By-law 77-2019 – Appoint Acting Chief Building Official  
Council passed the following resolution:

Moved by: Councillor Nickason

Seconded by: Councillor Bell

*Be It Resolved* that By-law No. 77-2019 be introduced and taken as read a first and second time, being a By-law to appoint Josh Planz as Acting Chief Building Official and Jamie Bell as Acting Building Inspector for the Municipality of Arran-Elderslie.

Moved by: Councillor Bell

Seconded by: Councillor Nickason

*Be It Resolved* that By-law No. 77-2019 be taken as read a third and final time; to be signed, sealed and engrossed in the By-law Book.

**Carried Resolution # 28-539-2019**

14.3 – By-law 78-2019 - Authorize a Municipal Access Agreement with GBTel

Council passed the following resolution:

Moved by: Councillor Kanmacher

Seconded by: Councillor Nickason

*Be It Resolved* that By-law No. 78-2019 be introduced and taken as read a first and second time, being a By-law to Authorize a Municipal Access Agreement with GBTel Incorporated.

Moved by: Councillor Nickason

Seconded by: Councillor Kanmacher

*Be It Resolved* that By-law No. 78-2019 be taken as read a third and final time; to be signed, sealed and engrossed in the By-law Book.

**Carried Resolution # 28-540-2019**

14.4 – By-law 79-2019 – 2020 Fees and Charges By-law

Council passed the following resolution:

Moved by: Councillor Kanmacher

Seconded by: Councillor Greig

*Be It Resolved* that By-law No. 79-2019 be introduced and taken as read a first and second time, being a By-law to establish the 2020 Fees and Charges for the Municipality of Arran-Elderslie.

Moved by: Councillor Greig

Seconded by: Councillor Kanmacher

*Be It Resolved* that By-law No. 79-2019 be taken as read a third and final time; to be signed, sealed and engrossed in the By-law Book.

**Carried Resolution # 28-541-2019**

#### 14.5 – By-law 80-2019 – Adopt Arran-Elderslie Emergency Management Program

Council passed the following resolution:

Moved by: Councillor Kanmacher

Seconded by: Councillor Greig

*Be It Resolved* that By-law No. 80-2019 be introduced and taken as read a first and second time, being a By-law to adopt the Arran-Elderslie Emergency Management Program.

Moved by: Councillor Greig

Seconded by: Councillor Kanmacher

*Be It Resolved* that By-law No. 80-2019 be taken as read a third and final time; to be signed, sealed and engrossed in the By-law Book.

**Carried Resolution # 28-542-2019**

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

The Mayor advised that Council would go into Closed Session at 1:40 p.m. for the purpose of matters identified in the motion below.

Moved by: Councillor Nickason

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) proposed or pending acquisition or disposition of real property

Staff authorized to Remain: Acting Clerk, Christine Fraser-McDonald

**Carried Resolution # 28-543-2019**

#### **16. Resolution to Reconvene in Open Session**

The Mayor confirmed that Council discussed only those matters identified in the above motion.

Moved by: Councillor Kanmacher  
Seconded by: Deputy Mayor Davis  
Be It Resolved that Council of the Municipality of Arran-Elderslie does now return to open session at 2:13 p.m.

**Carried Resolution # 28-544-2019**

Moved by: Councillor Greig  
Seconded by: Councillor Kanmacher  
Be It Resolved that Council of the Municipality of Arran-Elderslie adopt the minutes of the Closed Session C#27-2019 held November 25, 2019 as circulated.

**Carried Resolution # 28-545-2019**

**17. Adoption of Recommendations Arising from Closed Session**

None

**18. Confirming By-law**

By-law 81-2019 – Confirming By-law

Moved by: Councillor Kanmacher

Seconded by: Councillor Nickason

Be It Resolved that By-law No. 81-2019 be introduced and taken as read a first and second time, being a By-law to confirm the proceedings of the Council meeting of the Municipality of Arran-Elderslie held December 9, 2019.

Moved by: Councillor Nickason

Seconded by: Councillor Kanmacher

Be It Resolved that By-law No. 81-2019 be taken as read a third and final time; to be signed, sealed and engrossed in the By-law Book.

**Carried Resolution # 28-546-2019**

**19. Adjournment**

Moved by: Councillor Bell

Seconded by: Councillor Nickason

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

**Carried Resolution # 28-547-2019**

The meeting was adjourned at 2:15 p.m.

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Steve Hammell, Mayor

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Christine Fraser-McDonald  
Acting Clerk