



COUNCIL MINUTES JANUARY 12, 2022 9:00 A.M.

Council Present: Mayor Horner, Deputy Mayor Hawkins, Councillor Boxem, Councillor Clark and Councillor Cufaro

Staff Present: Tracey Atkinson – CAO/Clerk/Planner, Heather Boston - Treasurer, John Willmetts, Director of Public Works, Roseann Knechtel - Deputy Clerk

1.1 CALL TO ORDER

The Mayor called the meeting to order at 9:01 a.m.

2.0 LAND ACKNOWLEDGEMENT

We begin this meeting by acknowledging that we are meeting upon the traditional Indigenous lands of the Tionontati (Petun) and Treaty 18 territory of the Anishinaabe peoples. We recognize and deeply appreciate their historic connection to this place and we also recognize the contributions Indigenous peoples have made, both in shaping and strengthening our community, province and country as a whole.

3.0 APPROVAL OF THE AGENDA

Moved by Hawkins and Seconded by Clark

THAT Council approve the agenda.

| | Yea | Nay |
|----------------------|------------|------------|
| Councillor Boxem | Y | |
| Councillor Clark | Y | |
| Councillor Cufaro | Y | |
| Deputy Mayor Hawkins | Y | |
| Mayor Horner | Y | |

CARRIED.

4.0 MINUTES OF THE PREVIOUS MEETING

Moved by Boxem and Seconded by Cufaro

THAT the Minutes of December 8, 2021 are approved.

| | Yea | Nay |
|------------------|------------|------------|
| Councillor Boxem | Y | |
| Councillor Clark | Y | |

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| Councillor Cufaro | Y |
| Deputy Mayor Hawkins | Y |
| Mayor Horner | Y |

CARRIED.

5.0 DISCUSSION ARISING OUT OF THE MINUTES - NONE

6.0 DISCLOSURE OF PECUNIARY INTERESTS - NONE

7.0 FIFTEEN MINUTE QUESTION PERIOD

Council recognized of Mulmur's Ken Jewett, who was the recipient of the Canadian Museum of Nature Inspiration Award. Philanthropist and nature advocate, Ken was inspired to create the Maple Leaves Forever Foundation to support the revival of native Canadian maples. Over two decades, about 130,000 trees have been strategically planted through partnerships, nurseries and municipalities.

Two questions were asked pertaining to the proposed By-law Enforcement Policy amendments specifically if staff would be encouraged to report infractions or possible infractions and why the Township may choose not to enforce their bylaws.

Tracey Atkinson, CAO/Clerk responded on behalf of Council confirming the policy is to operate on primarily on a complaint basis, and work to build relationships with residents. In addition, the municipality may re-examine their decisions to enforce at any time and decisions to enforce or not enforce are based on a number of criteria.

8.0 PUBLIC MEETINGS

Moved by Boxem and Seconded by Cufaro

THAT Council recess the regular meeting at 9:11 a.m. to hold a public meeting pursuant to Section 34 of the Planning Act to consider and allow Mulmur property owners to ask questions regarding the Z09-2021 Cunningham/Coe Zoning Amendment and Z12-2021 Csizik Zoning Amendment.

| | | |
|----------------------|------------|------------|
| | Yea | Nay |
| Councillor Boxem | Y | |
| Councillor Clark | Y | |
| Councillor Cufaro | Y | |
| Deputy Mayor Hawkins | Y | |
| Mayor Horner | Y | |

CARRIED.

8.1 Z09-2021 CUNNINGHAM / COE ZONING BYLAW AMENDMENT (9:15AM)

Mayor Horner welcomed the public and provided an overview of the proposed amendment to obtain public input on Z09-2021 Cunningham/Coe Zoning Amendment Application to provide relief from the required setbacks to permit the construction of a single detached dwelling approximately 14 m from the rear yard (west) lot line.

Roseann Knechtel, Planning Coordinator presented on behalf of the Township and provided an overview to the property, zoning and official plan designations.

Councillor Clark left the meeting at 9:16 a.m.

No comments were received from the public.

Council requested clarification on why the relief is being sought. The applicant confirmed that the relief was to provide for greater lenience for the installation of the septic system in the front yard.

Councillor Clark returned at 9:19am

8.2 Z12-2021 CSIZIK ZONING BYLAW AMENDMENT (9:15AM)

Mayor Horner welcomed the public and provided an overview of the proposed amendment to obtain public input on Z12-2021 Csizik Zoning Amendment to further amend the Rural Residential Exception Nine (RR-9) zoning to permit a large accessory building (approximately 260 m²) as a principal use for personal use and a home industry.

Roseann Knechtel, Planning Coordinator presented on behalf of the Township and provided an overview to the property, zoning and official plan designations.

Marie Leroux, Planner for the applicant spoke on behalf of the application. Leroux confirmed the home industry to be a small manufacturing shop, consisting of mills and saws to make small metal pieces. Operations are to be conducted entirely within the building with no customers attending the location. The building is to be accessory to a single detached dwelling. An alternative option to rezone the lands to Countryside was suggested to avoid precedence setting.

Public comments were received with concerns surrounding precedence setting, the number of employees, the size of the building and conservation of the woodlands.

Council discussion ensued surrounding driveway location, building size and future uses of the building if ownership were to change.

The applicants confirmed they had sold their previous business and would be operating the business on a semi-retired level with no employees. The applicants confirmed their desire to preserve and protect the lands and woodlands.

Moved by Hawkins and Seconded by Cufaro

THAT Council adjourns the public meeting and returns to the regular meeting at 10:03 am.

| | Yea | Nay |
|----------------------|------------|------------|
| Councillor Boxem | Y | |
| Councillor Clark | Y | |
| Councillor Cufaro | Y | |
| Deputy Mayor Hawkins | Y | |
| Mayor Horner | Y | |

CARRIED.

9.0 DEPUTATIONS AND INVITATIONS - NONE

10.0 PUBLIC WORKS - NONE

11.0 TREASURY

11.1 2022 Draft Budget #3

Heather Boston, Treasurer, presented the third draft 2022 budget with a 2.52% increase over 2021. An overview to the operating budget, transfer to reserves, capital projects, recreational grant opportunities, residential tax rates taxes were presented for discussion.

Council discussion ensued surrounding recreational development, protective services and grass cutting.

Moved by Boxem and Seconded by Clark

THAT Council receive the report of Heather Boston, Treasurer, 2022 Draft Budget #3;

AND THAT the 2022 Operating and Capital budgets be approved as presented.

| | Yea | Nay |
|----------------------|------------|------------|
| Councillor Boxem | Y | |
| Councillor Clark | Y | |
| Councillor Cufaro | Y | |
| Deputy Mayor Hawkins | Y | |
| Mayor Horner | Y | |

CARRIED.

11.2 Shelburne District Fire Board 2022 Budget

Council reviewed the 2022 budget presented by the Shelburne & District Fire Board. Discussion ensued surrounding the inclusion of wage increases, possible dissolution of the Board and the budgeted capital for the construction of a new firehall.

Heather Boston, Treasurer recognized the budgeted amount of \$5M for a new firehall, and confirmed the costs are identified in the Township of Mulmur's Development Charges.

Discussion ensued surrounding the feasibility of expanding the Mulmur-Melancthon Fire Department.

Moved by Clark and Seconded by Boxem

THAT Council approve the Shelburne & District Fire Board 2022 Operating Budget in the amount of \$587,475 and Capital Budget of \$222,500 as presented.

| | Yea | Nay |
|----------------------|------------|------------|
| Councillor Boxem | Y | |
| Councillor Clark | Y | |
| Councillor Cufaro | Y | |
| Deputy Mayor Hawkins | Y | |
| Mayor Horner | Y | |

CARRIED.

12.0 ADMINISTRATION

12.1 Sign By-law Variance: FAM Burger

Roseann Knechtel, Deputy Clerk, presented the application received to install an illuminated sign at the Shell Gas Station in Mansfield.

Moved by Hawkins and Seconded by Boxem

THAT Council approve the variance to Sign By-law #20-09 as requested by FAM Burger to permit an illuminated sign.

| | Yea | Nay |
|----------------------|------------|------------|
| Councillor Boxem | Y | |
| Councillor Clark | Y | |
| Councillor Cufaro | Y | |
| Deputy Mayor Hawkins | Y | |
| Mayor Horner | Y | |

CARRIED.

12.2 Inter-Municipal Council Working Group

Roseann Knechtel, Deputy Clerk, presented the invitation received to appoint a member of Council to an inter-municipal working group with the Township's of Amaranth, Mono and Melancthon.

Council discussion ensued and confirmed that a complete proposal for dissolution is still pending.

Moved by Cufaro and Seconded by Hawkins

THAT Council uphold the motion passed on October 6, 2021 to defer meeting with the impacted municipalities until a complete proposal for dissolution of the Shelburne Fire Board has been presented for discussion.

| | Yea | Nay |
|----------------------|------------|------------|
| Councillor Boxem | Y | |
| Councillor Clark | Y | |
| Councillor Cufaro | Y | |
| Deputy Mayor Hawkins | Y | |
| Mayor Horner | Y | |

CARRIED.

12.3 By-law Enforcement Policy

Roseann Knechtel, Deputy Clerk, presented the amendments received from the Township's solicitor to the Township's By-law Enforcement Policy.

Moved by Boxem and Seconded by Clark

THAT Council approve the amendments to the Bylaw Enforcement Policy as presented.

| | Yea | Nay |
|----------------------|------------|------------|
| Councillor Boxem | Y | |
| Councillor Clark | Y | |
| Councillor Cufaro | Y | |
| Deputy Mayor Hawkins | Y | |
| Mayor Horner | Y | |

CARRIED.

12.4 Procedural By-law

Roseann Knechtel, Deputy Clerk, presented the proposed changes to the Township's Procedural By-law.

Direction was given to staff to bring back an amended by-law for consideration.

Direction was given to staff to obtain a quote on the purchase and installation of a filtration system for the Township office to support the return to in-person meetings.

Moved by Clark and Seconded by Cufaro

THAT Council direct staff to move forward with the proposed changes to the Procedural By-law as amended by Council for passing at the next Council meeting.

| | Yea | Nay |
|----------------------|------------|------------|
| Councillor Boxem | Y | |
| Councillor Clark | Y | |
| Councillor Cufaro | Y | |
| Deputy Mayor Hawkins | Y | |
| Mayor Horner | Y | |

CARRIED.

13.0 PLANNING

Direction was given to staff to draft a bylaw for Z09-2021 CUNNINGHAM/COE.

Direction was given to staff to share Council's concerns with the applicant of file Z12-2021 CSIZIK.

14.0 COMMITTEE MINUTES AND SUB-COMMITTEE REPORTS

- 14.1 Shelburne District Fire Board Minutes – October 5, 2021**
- 14.2 Shelburne District Fire Board Minutes – November 2, 2021**
- 14.3 Shelburne Library Board Minutes – November 16, 2021**
- 14.4 Shelburne & District Fire Department Minutes – December 7, 2021**
- 14.5 Dufferin County Council Minutes – December 9, 2021**

Moved by Boxem and Seconded by Clark

THAT Council receive the Committee Minutes and Sub-Committee Reports as copied and circulated;

| | Yea | Nay |
|----------------------|------------|------------|
| Councillor Boxem | Y | |
| Councillor Clark | Y | |
| Councillor Cufaro | Y | |
| Deputy Mayor Hawkins | Y | |
| Mayor Horner | Y | |

CARRIED.

15.0 INFORMATION ITEMS (REPORTS, LETTERS)

15.1 2021 Planning and Building Permits

- 15.2 NVCA Highlights November 2021
- 15.3 NVCA Transition Plan
- 15.4 Dufferin County Transit Feasibility Study
- 15.5 Dufferin County MOU: EV Charging Stations
- 15.6 NDCC Closure and Meeting Information
- 15.7 HFFA Letter of Thanks
- 15.8 Truth and Reconciliation Resolution Responses
- 15.9 Ministry of the Environment NPC-306
- 15.10 MMAH Planning Act Amendments
- 15.11 South Frontenac Standard Time Resolution
- 15.12 Town of Penetanguishene Recidivism Resolution

Discussion ensued surrounding the Dufferin County Transit Feasibility Study, including the cost and feasibility of the service in rural municipalities.

Direction was given to staff to bring a report forward at a future meeting regarding the Dufferin County Transit Plan and the impact on Mulmur.

Direction was given to staff to include the following comments raised by Councillor Clark regarding item 15.6:

- The information provided regarding the NDCC did not address her concerns;
- Lack of transparency in regards to the NDCC Board and Community Centre;
- Does not have the information to be able to answer questions from the public;
- Change in dynamics between the municipalities and the NDCC Board;
- Questioned where the Joint Recreation Committee minutes were and stated the minutes provide insufficient detail;
- Questioned whether an exit interview was conducted with outgoing staff;
- Questioned what the role of the chairperson is, and asked how to elect a new chairperson given current governance;
- Concerns that the Joint Recreation Committee has the authority to determine recreation for the two townships.

Tracey Atkinson CAO/Clerk confirmed that a full report was not included in the package as there were no actions for Council to make direction or decision on. Atkinson confirmed the meetings with the NDCC Board and Joint Recreation Committee are schedule for later this month and minutes will be made available to Council following their occurrence.

Moved by Boxem and Seconded by Cufaro

THAT Council receive the information items as copied.

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|------------------|------------|------------|
| | Yea | Nay |
| Councillor Boxem | Y | |
| Councillor Clark | Y | |

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|----------------------|---|
| Councillor Cufaro | Y |
| Deputy Mayor Hawkins | Y |
| Mayor Horner | Y |

CARRIED.

16.0 CLOSED SESSION - NONE

17.0 ITEMS FOR FUTURE MEETINGS

- 17.1 Sign By-law Amendments**
- 17.2 Fireworks Regulations Report**
- 17.3 Phragmites Report**
- 17.4 Delegation of Authority for Tax Reductions**
- 17.5 Dufferin County Transit Plan**
- 17.6 Climate Change Presentation – February 2, 2022**

18.0 NOTICE OF MOTION – NONE

19.0 PASSING OF BY-LAWS

- 19.1 2022 Borrowing By-law**
- 19.2 Z08-2021 Zoning Bylaw Amendment (McKnight)**
- 19.3 Confirmatory By-Law**

Moved by Clark and Seconded by Boxem

THAT By-Laws 19.1 and 19.3 be approved;

AND THAT By-Law 19.2 be approved as amended to include the following:

- Minimum lot frontage shall be 30m
- Notwithstanding the provisions of Section 3.9.2 “Frontage on Improved Public Road”, within the Estate Residential Exception Two (ER-2) Zone, access from a privately maintained road shall be permitted

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|----------------------|------------|------------|
| | Yea | Nay |
| Councillor Boxem | Y | |
| Councillor Clark | Y | |
| Councillor Cufaro | Y | |
| Deputy Mayor Hawkins | Y | |
| Mayor Horner | Y | |

CARRIED.

19.0 ADJOURNMENT

Moved by Clark and Seconded by Hawkins

THAT Council adjourns the meeting at 1:01 p.m. to meet again on Wednesday February 2, 2022 at 9:00 a.m. or at the call of the Chair.

| | Yea | Nay |
|----------------------|------------|------------|
| Councillor Boxem | Y | |
| Councillor Clark | Y | |
| Councillor Cufaro | Y | |
| Deputy Mayor Hawkins | Y | |
| Mayor Horner | Y | |

CARRIED.

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Janet Horner, Mayor

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Tracey Atkinson, Clerk