



**COUNCIL MINUTES
FEBRUARY 2, 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 9:00 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.

Council recognized the month of February as Black History Month and the history of black settlers in Dufferin County.

3.0 APPROVAL OF THE AGENDA

Moved by Boxem 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.

19.3 Procedural Bylaw

Moved by Cufaro Seconded by Hawkins

THAT Bylaw 19.3 be approved.

	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 Hawkins and Seconded by Boxem

THAT the Minutes of January 12, 2022 are approved.

CARRIED.

5.0 DISCUSSION ARISING OUT OF THE MINUTES - NONE

6.0 DISCLOSURE OF PECUNIARY INTERESTS - NONE

7.0 FIFTEEN MINUTE QUESTION PERIOD

A question was received regarding the Township's road widening policy as a condition of consent.

Direction was given to staff to prepare a road widening agreement for consent file B14-2021.

A question was received regarding the disturbance caused by fireworks and requested a bylaw permitting noiseless fireworks.

8.0 PUBLIC MEETINGS - NONE

9.0 DEPUTATIONS AND INVITATIONS

9.1 Clean Air Partnership - Gabriella Kalapos (9:15am)

Gabriella Kalapos presented on behalf of the Ontario Climate Caucus. Council discussed implementation of greener home initiatives at a local level. Interest was expressed for including green energy planning into the Township's Official Plan.

Moved by Boxem and Seconded by Clark

THAT Council receive the presentation of Gabriella Kalapos and the Ontario Climate Caucus.

CARRIED.

10.0 PUBLIC WORKS - NONE

11.0 TREASURY

11.1 Restatement of Mulmur's 2022 Budget per O.Reg. 284/09

Heather Boston, Treasurer, presented the annual report.

Moved by Clark and Seconded by Cufaro

THAT Council receive and approve the report of Heather Boston, Treasurer, Restatement of Mulmur's 2022 Budget per O.Reg. 284/09.

CARRIED.

11.2 User Fees and Charges

Heather Boston, Treasurer, presented the proposed amendments to the User Fees and Charges.

Council discussed the water rates and costs associated with licencing food trucks.

Direction was given to staff to bring additional information forward at the next meeting surrounding Mansfield water rates and comparable licensing rates for food trucks.

Moved by Cufaro and Seconded by Clark

THAT Council defer approving the schedule of fees to bring forward at the March meeting for further discussion.

CARRIED.

12.0 ADMINISTRATION

12.1 Community Grant Policy Amendment

Roseann Knechtel, Deputy Clerk, presented. In addition to the presented amendments, the grant policy was further amended to clarify that housing and travel is allowed for aboriginals athletic.

Moved by Boxem and Seconded by Cufaro

THAT Council approve the Community Grant Policy as amended.

CARRIED.

12.2 2022 Family Day Event

Roseann Knechtel, Deputy Clerk, presented the anticipated COVID restrictions at the time of the Family Day event.

Council directed capacity enforcement to the Mulmur Community Events Committee for discussion prior to the event. There was discussion regarding posting capacity limits signage at the event.

Direction given to staff to post rink times on the Township website.

Moved by Boxem and Seconded by Clark

THAT Council support hosting of the February 21, 2022 Family Day Skate and Bonfire event pending MCEC support and lifting of COVID restrictions;

AND THAT Council direct staff to cancel the event if the scheduled COVID restrictions are not lifted.

CARRIED.

12.3 Fireworks Report

Roseann Knechtel, Deputy Clerk, presented various options surrounding fireworks regulations including enforcement, enhanced education, and amendments to the noise and fire by-laws.

Discussion ensued on regarding complete prohibition and placing restrictions for certain holidays and times. After debate and amendment, the following motion was adopted. A recorded vote was requested by Councillor Boxem.

Moved by Boxem and Seconded by Clark

WHEREAS fireworks complaints have been received with regards to disturbance to neighbours, livestock and wildlife;

AND WHEREAS Council support enhanced education measures through the Township communication channels;

AND WHEREAS Council feels it necessary to limit the use of fireworks in the Township of Mulmur;

NOW THEREFORE Council direct staff to draft a regulatory bylaw prohibiting the use of fireworks with the exception of Victoria Day and Canada Day from sunset to 11PM as well as prohibit the sale of fireworks in the municipality.

	Yea	Nay
Councillor Boxem		N
Councillor Clark		N
Councillor Cufaro	Y	
Deputy Mayor Hawkins	Y	
Mayor Horner	Y	

CARRIED.

12.4 NDCC Report

Tracey Atkinson, CAO, presented a timeline of events for the NDCC Board of Management, Joint Recreation Committee and the Councils of Melancthon and Mulmur.

Council expressed concern regarding Melancthon Council's recent motion and the future of the joint management capital improvements planned for the NDCC facility. A record vote was requested by Deputy Mayor Hawkins.

Moved by Boxem and Seconded by Clark

THAT Council receive the report of Tracey Atkinson regarding NDCC updates, and that staff be directed to:

- advertise to fill the representative's vacancy for a Mulmur representative to ensure that the Board has sufficient members to maintain quorum;
- monitor the grant application for redevelopment of the NDCC facility and meet with Melancthon staff to discuss changes to the agreement that may be necessary should the Townships be successful on the grant application.

AND THAT Council expresses grave concern with the January motion of Melancthon Council and ask for clarification as to what "full-scale review of our participation in the Agreement" means in light of the work done over the past year to develop a working partnership with Melancthon to move forward in the redevelopment of the NDCC facility.

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

CARRIED.

13.0 PLANNING

13.1 Csizik Zoning By-law Amendment Report

Tracey Atkinson, Planner, presented options to address the Z12-2021 Zoning Amendment Application (Csizik).

Discussion ensued surrounding principle and secondary uses.

Direction was given to staff to draft a by-law as recommended by the Planner and outlined in the Csizik Zoning By-law Amendment Report for a 200m² accessory building.

13.2 Official Plan Update Report (including Land Needs Assessment Report Summary)

Tracey Atkinson, Planner, advised Council of the potential opportunity to expand Mansfield's settlement boundary as part of the County of Dufferin's MCR.

Moved by Cufaro and Seconded by Clark

THAT the Council of the Township of Mulmur will consider an expansion to the settlement boundary of Mansfield;

AND THAT Mulmur requests clarification from the County of Dufferin regarding the necessary studies, timing and financial matters related to completing the settlement expansion as part of the current Municipal Comprehensive Review project.

CARRIED.

14.0 COMMITTEE MINUTES AND SUB-COMMITTEE REPORTS

- 14.1 Joint Police Service Board: October 22, 2021**
- 14.2 Shelburne Public Library: December 21, 2021**
- 14.3 NDCC Board Minutes: January 12, 2022**
- 14.4 Dufferin County Council: January 13, 2022**
- 14.5 Community Communications Advisory Committee: January 13, 2022**
- 14.6 Mulmur-Melancthon Fire Board: January 18, 2022**
- 14.7 Economic Development Committee: January 20, 2022**
- 14.8 Police Service Board: January 26, 2022**
- 14.9 Committee of Adjustment: January 26, 2022**

14.10 Economic Development Committee Motion to Council

Moved by Boxem and Seconded by Hawkins

THAT Council receives the Committee Minutes as copied and circulated

CARRIED.

15.0 INFORMATION ITEMS (REPORTS, LETTERS)

- 15.1 Dufferin County Gypsy Moth Report**
- 15.2 Township of Melancthon Motion: Joint Recreation Subcommittee**
- 15.3 Ministry of Northern Development, Mines, Natural Resources and Forestry: Proposed Regulatory Changes under the Aggregate Resources Act**
- 15.4 Joint Letter to the Attorney General: POA Court Backlog**
- 15.5 Mulmur Council TRC Responses**
- 15.6 Town of Tillsonburg Joint Fire Service Modernization Program**

15.7 Police Service Board Letter: Dennis Phillipson

15.8 Town of Grand Valley Resolution: Property Assessments

15.9 Town of Grand Valley: Multi-Municipal Turbine Working Group

15.10 Human Trafficking Proclamation

15.11 Non-Profit Sector Proclamation

15.12 AMO – Joint and Several Liability Reform

Moved by Cufaro and Seconded by Boxem

THAT Council receives the information items as copied

AND THAT the following items be endorsed: 15.4, 15.9, 15.10, 15.11, 15.12

CARRIED.

Moved by Hawkins and Seconded by Boxem

WHEREAS the current joint and several liability regime as set out in the Negligence Act financially impacts all municipalities across the province regardless of whether or not a claim occurred within a municipality's borders;

AND WHEREAS The Township of Mulmur's total annual cost of insurance premiums has grown by \$44,815.84 over the last 4 years which equals a percentage increase of approximately 68.5%;

AND WHEREAS municipalities are often added to claims as they are seen as having significant resources with the backing of taxpayers;

AND WHEREAS higher insurance costs divert property tax dollars from delivering public services to residents;

NOW THEREFORE the Council of the Township of Mulmur calls on the provincial government to:

1. Adopt a model of full proportionate liability to replace joint and several liability
2. Implement enhancements to the existing limitations period including the continued applicability of the existing 10-day rule on slip and fall cases given recent judicial interpretations, and whether a 1-year limitation period may be beneficial.
3. Implement a cap for economic loss awards.
4. Increase the catastrophic impairment default benefit limit to \$2 million and increase the third-party liability coverage to \$2 million in government regulated automobile insurance plans.

5. Assess and implement additional measures which would support lower premiums or alternatives to the provision of insurance services by other entities such as non-profit insurance reciprocals.
6. Compel the insurance industry to supply all necessary financial evidence including premiums, claims, and deductible limit changes which support its, and municipal arguments as to the fiscal impact of joint and several liability.
7. Establish a provincial and municipal working group to consider the above and put forward recommendations to the Attorney General.

NOW FURTHERMORE Council direct staff to forward a copy of this resolution to the Premier of the Province and the Ministry of the Attorney General.

CARRIED.

Moved by Hawkins Seconded by Boxem

WHEREAS human trafficking is an illegal act that involves the use of force, fraud, manipulation or coercion to lure their victims into trafficking situations;

AND WHEREAS young people in Dufferin-Caledon are being lured;

NOWTHEREFORE the Council of the Township of Mulmur now hereby proclaim February 22, 2022 as Human Trafficking Awareness Day.

CARRIED.

Moved by Boxem Seconded by Clark

WHEREAS Bill 9, an Act to proclaim Non-profit sector appreciation week received royal assent in December 2021;

AND WHEREAS Ontario's non-profit sector is a major contributor to innovation, job creation and the economy delivering social, economic and environmental solutions, especially at the local level;

NOWTHEREFORE the Council of the Township of Mulmur now hereby proclaim the third week in February as Non-Profit Sector Appreciation week.

CARRIED.

16.0 CLOSED SESSION

16.1 Senior/Outstanding Citizen of the Year Nominations

16.2 Staff Performance Review

Moved by Hawkins and Seconded by Cufaro

THAT Council adjourn to closed session at 2:13 pm pursuant to Section 239 of the Municipal Act, 2001 as amended for two (2) matters regarding personal matters about an identifiable individual, including municipal or local board employees [239(2)(b)].

CARRIED.

Moved by Hawkins and Seconded by Cufaro

THAT Council do rise out of closed session and into open session at 2:36 pm with the following motion:

THAT Council declare Gordon Laird as Senior of the Year and Carl Alexander as Citizen of the Year and direct staff to forward said nomination to the Province.

CARRIED.

Moved by Cufaro and Seconded by Boxem

THAT Councillor Clark and Mayor Horner be appointed to conduct the 2022 performance review of Tracey Atkinson CAO/Clerk/Planner.

CARRIED.

17.0 ITEMS FOR FUTURE MEETINGS

- 17.1 Sign By-law Amendments**
- 17.2 Phragmites Report**
- 17.3 Delegation of Authority for Tax Reductions**
- 17.4 Dufferin County Transit Plan**
- 17.5 Participation in Ontario Climate Caucus**

18.0 NOTICE OF MOTION – NONE

19.0 PASSING OF BY-LAWS

- 19.1 Zoning Bylaw Amendment: Cunningham / Coe**
- 19.2 Interim Tax Rate Bylaw**
- 19.3 Procedural Bylaw**
- 19.4 User Fees and Charges Bylaw**
- 19.5 Confirmatory Bylaw**

Moved by Hawkins and Seconded by Clark

THAT By-Laws 19.1, 19.2 and 19.5 be approved;

AND THAT 19.4 be deferred.

CARRIED.

19.0 ADJOURNMENT

Moved by Boxem and Seconded by Cufaro

THAT Council adjourns the meeting at 2:44 p.m. to meet again on Wednesday March 2, 2022 at 9:00 a.m. or at the call of the Chair.

CARRIED.

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Janet Horner, Mayor

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Tracey Atkinson, Clerk