



COUNCIL MINUTES August 4, 2021 9:00AM

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

Staff Present: Tracey Atkinson - CAO, John Willmetts - Director of Public Works, Roseann Knechtel - Deputy Clerk

1.1 CALL TO ORDER

The Mayor called the meeting to order at 9:07 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 Cufaro and Seconded by Hawkins

THAT Council approve the agenda as amended to remove item 9.1.

	Yea	Nay
Councillor Boxem	Y	
Councillor Clark	ABSENT	
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 July 7, 2021 are approved.

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

CARRIED.

5.0 DISCUSSION ARISING OUT OF THE MINUTES

Councillor Clark observed that the original meeting date for the Bruce Trail Parking Lot (Section 10.1) was set for September 2021 and that the organizations identified for consideration in the Enbridge Community grant (Section 12.1) were located in Mulmur Township.

6.0 DISCLOSURE OF PECUNIARY INTERESTS - NONE

7.0 FIFTEEN MINUTE QUESTION PERIOD - NONE

Staff Recognition – Dean Morby 5 Years of Service

Mayor Horner recognized Dean Morby for his five (5) years of service with the Township of Mulmur. Council congratulated Dean on the milestone.

8.0 PUBLIC MEETINGS

8.1 Development Charges

Moved by Clark and Seconded by Boxem

THAT Council recess the regular meeting at 9:19 a.m. to hold a public meeting in accordance with our procedural by-law and pursuant to Section 12 of the Development Charges Act, as amended, to present and obtain public input on the Municipality’s proposed Development Charges By-law and underlying background study.

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

CARRIED.

Mayor Horner welcomed Sean-Michael Stephen of Watson & Associates. A presentation was provided outlining the requirements under the Development Charges Act and the Township’s past amendments.

Discussion ensued surrounding second dwellings and at what time development charges are payable. Sean-Michael confirmed that changes to statutory exemptions surrounding second dwellings was passed on September 18, 2020 and that total floor area does not include garage space. Township Planner, Tracey Atkinson spoke on behalf of the Township’s zoning requirements for second dwellings. Development Charges for institutional development and rental properties become payable at time of occupancy.

Public comments were received. Cheryl Russel was recognized and asked for clarification surrounding intensification. Sean-Michael clarified that two

apartment units are exempt from charges in a single detached home or ancillary to a single detached home, where permitted.

A by-law will be presented at the September Council meeting.

Moved by Boxem and Seconded by Clark

THAT Council adjourns the public meeting and return to the regular meeting at 10:04 a.m.

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

CARRIED.

9.0 DEPUTATIONS AND INVITATIONS

9.1 Brian Whitney: Roads Safety Committee (Withdrawn)

9.2 Jeanette McFarlane: Site Plan

Mayor Horner welcomed Jeanette McFarlane to the meeting who presented on behalf of Joan Vanduzer. Jeanette McFarlane provided a background to the Mansfield Heritage Farm, and the creation of a legacy project for farm succession. Dufferin SEEDS is a program that is being created to educate children about farming and food. Following the success of the spring pilot project, Joan Vanduzer would like to move forward with a dedicated building on the property to house the children and keep the program running year-round. The building would have heat, running water, and compostable toilets.

Jeanette McFarlane requested an exemption to a Site Plan Agreement due to time constraints.

Tracey Atkinson, Planner, confirmed that on-farm diversified use does require site plan approval and needs to be secondary to the farm operations.

9.3 Bruce Trail Conservancy: COA Conditions of Consent

Mayor Horner welcomed Antoin Diamond, representative of the Bruce Trail Conservancy to the meeting. Antoin Diamond spoke to the Bruce Trail's applications for consent (B7-2021, B11-2021 and B12-2021).

Antoin Diamond requested relief or amendment on conditions of consent for application B7-2021, specifically cash-in-lieu of parkland and the entering into a parking agreement.

Council discussed the creation of new parkland through the Bruce Trail network and Council's Parkland Bylaw #41-18 which required cash-in-lieu for each additional lot created through consent.

John Willmetts, Director of Public Works noted two areas where roadside parking has become a concern and highlighted that the proposed parking lots in Schedules A and B of the parking agreement are located on Township property and do not affect landowners.

Tracey Atkinson, CAO advised Council that a by-law granting authority to enter in a parking agreement in its substantial form is being presented to Council later in the meeting.

Antoin Diamond confirmed that she had no concerns with the draft agreement included in the Council package.

Moved by Boxem and Seconded by Cufaro

THAT Council receives the delegations from Jeanette McFarlane and the Bruce Trail Conservancy.

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

CARRIED.

10.0 PUBLIC WORKS - NONE

11.0 TREASURY - NONE

12.0 ADMINISTRATION

12.1 Roads Safety Committee Mandate

Mayor Horner acknowledged previous discussions surrounding the Roads Safety Committee Mandate.

Moved by Cufaro and Seconded by Hawkins

THAT Council approve the terms of reference and changes to the Roads Safety Committee mandate for immediate implementation as amended to include: "The Road Safety Committee uses data collected from Mulmur roads to identify areas for Paid Duty for recommendation to Council."

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

CARRIED.

12.2 Matthews House Hospice Noise Exemption

Deputy Clerk, Roseann Knechtel provided a background to the Matthews House Hospice Permit Application and confirmed that no complaints were received following the last Drive-In Concert.

Moved by Hawkins and Seconded by Clark

THAT Council grant a one-time exemption to the Township of Mulmur Noise By-Law No. 28-2020 for Friday September 24, 2021 until 11:30 p.m. at the Mansfield Ski Club to allow for amplified noise from a Drive-In Concert;

AND FURTHER THAT Council support the Matthews House Hospice event by waiving the special event permit fee for September 24, 2021.

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

CARRIED.

12.3 OPP Detachment Board Proposal

Roseann Knechtel, Deputy Clerk provided a background to the request from the Office of the Solicitor General, Town of Mono proposal, Town of Grand Valley Proposal, past Council motions and the recommendation put forward from Mulmur’s Police Services Board. Discussion ensued.

Moved by Cufaro and Seconded by Boxem

THAT Council receives the letter from the Town of Grand Valley;

AND THAT Council receives the motion of recommendation from Mulmur’s Police Services Board;

AND THAT Council express their support for the Town of Grand Valley’s proposal to the Office of the Solicitor General regarding the Dufferin OPP Detachment Board Composition;

AND FURTHER THAT Council authorizes the Town of Grand Valley to submit the proposal as presented on behalf of the Township of Mulmur.

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

CARRIED.

13.0 PLANNING

13.1 Joan Vanduzer Site Plan Agreement

Moved by Boxem and Seconded by Clark

THAT Council receive the report titled On-Farm Diversified Use – Site Plan Exemption Requests;

AND THAT Council request a formal site plan application, including fire, parking, access, buildings and operations, waiving the requirement for engineered grading and stormwater, with the intent of expediting a registrable agreement that is executed prior to the issuance of a building permit.

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

CARRIED.

13.2 COA Conditions: Bruce Trail Conservancy

Moved by Cufaro and Seconded by Clark

THAT Council uphold the Committee of Adjustment condition of consent for application B7-2021 to enter into a parking agreement;

AND THAT Council provide one-time financial support to the Bruce Trail Conservancy in the amount of \$5,000 to offset the Committee of Adjustment condition of consent for application B7-2021 for the payment in lieu of parkland.

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

CARRIED.

14.0 COMMITTEE MINUTES AND SUB-COMMITTEE REPORTS

- 14.1 Dufferin County Council Minutes – July 2021**
- 14.2 Joint Recreation Subcommittee Minutes - July 12, 2021**
- 14.3 Mulmur-Melancthon Fire Board – July 20 2021**
- 14.4 Committee of Adjustment, July 21, 2021**
- 14.5 Economic Development Committee July 26, 2021**
- 14.6 Police Services Board – July 28 2021**
- 14.7 NDCC Board Minutes – June 9 2021**

Councillor Clark sought clarification regarding the letter from KPMG discussed at the Joint Recreation Subcommittee and provided comments from members of the NDCC Board of Management.

Mayor Horner expressed interest to have both Mulmur and Melancthon Mayors attend an upcoming NDCC Board meeting to speak to the letter.

Councillor Clark provided an update on the NDCC including direction to install security cameras and that all fundraising events and summer camps for 2021 have been cancelled.

Moved by Cufaro and Seconded by Boxem

THAT Council receives 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 Development Charges Update Study**
- 15.2 Headwaters Poll Results**
- 15.3 Ontario Land Tribunal Process**
- 15.4 KPMG Letter re NDCC**
- 15.5 Response from MTO Stunt Driving Motion**
- 15.6 Dufferin County Notice of Decision: Mulmur OPA 2**
- 15.7 Town of Shelburne PSB Motion of Support**
- 15.8 Municipal Asset Management Program Funding**

- 15.9 Town of Mono Conservations Authority Act**
- 15.10 Town of Shelburne Motion – Boards**

Moved by Clark and Seconded by Boxem

THAT Council receives the information items as copied;

AND THAT the following items be endorsed: 15.9

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

CARRIED.

16.0 CLOSED SESSION

Moved by Hawkins and Seconded by Cufaro

THAT Council adjourn to closed session at 2:07 p.m. pursuant to Section 239 (2)(b) personal matters about an identifiable individual, including municipal or local board employees and Section 239 (2)(e) litigation or potential litigation to discuss the following:

16.1 Committee Applications

16.2 Liability Insurance Advice

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

CARRIED.

Moved by Cufaro and Seconded by Clark

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

THAT Council select the following residents to represent the community on the Mulmur Ad-Hoc Planning Advisory Committee:

Home Business & Economic Development: Lisa Thomson
Second Dwellings and Cottages: Grace Franco-Lloyd
Recreation: Leah Pressey
Environmental Protection: James MacDougall & Paul Cohen
Rural Character & View Shed Protection: Gregg Friday & Elisabeth Swinton
Road Safety & Infrastructure: Mike Marcinkiewicz
Farming & Agriculture – Nicole Hambleton
Seniors & Aging in Place- Jan Benda

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

CARRIED.

Council expressed interest in allowing for additional representation to address the area of Farming and Agriculture.

A legal response for liability for individual Council members will also be sought.

17.0 ITEMS FOR FUTURE MEETINGS

17.1 Truth and Reconciliation Actions

17.2 Noise Bylaw: Fireworks

18.0 NOTICE OF MOTION - NONE

19.0 PASSING OF BY-LAWS

19.1 By-law to Enter into a Parking Lot Agreement with BTC

19.2 Confirmatory By-law

Moved by Cufaro and Seconded by Clark

THAT By-Law 19.1 to 19.2 be approved.

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

CARRIED.

19.0 ADJOURNMENT

Moved by Hawkins and Seconded by Clark

THAT Council adjourns the meeting at 3:00 p.m. to meet again on Wednesday September 1, 2021 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