



## **COUNCIL MINUTES December 9, 2020 9:00AM**

Present: Mayor Horner, Deputy Mayor Hawkins, Councillors Boxem, Clark and Cufaro (all through video conferencing).

Staff Present: Tracey Atkinson – CAO, Heather Boston, Treasurer, John Willmetts – Public Works (all through video conferencing).

### **1.1 Meeting called to order**

The meeting was called to order at 9:02 a.m. by Mayor Horner. The meeting was held using electronic “Zoom” application. The session was held with the capacity of up to 100 users by video and/or audio. Delegates and approximately 10 public users were present for parts of the meeting.

### **1.2 Approval of the Agenda**

**Moved by: Cufaro and Seconded by: Clark**

THAT Council approve the agenda.  
**CARRIED**

### **1.3 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. Carried.**

### **1.4 Passing of the Previous Meeting Minutes**

**Moved by: Clark and Seconded by: Hawkins**

THAT the Minutes of the Special Meeting of November 16, 2020 are approved.  
**CARRIED**

### **1.5 Declaration of pecuniary interest - None**

### **1.6 Fifteen-minute question period**

**Question received from Lisa Thompson**

Can you please let me know why Mulmur doesn't allow off-road vehicles on the roads, but they do allow snowmobiles? It is disappointing that they are banned except for farm use. Is this something that would ever be up for discussion with local residents?

The following response was provided:

Public Works Staff reviewed the impacts of off-road/all-terrain vehicles versus snowmobiles. Furthermore, off-road vehicles are legislated differently, allowing municipalities to determine whether or not they will be permitted. A by-law prohibiting off-road vehicles will be considered by council under Item 13.

### **Question received from Lynne Patton**

My feedback is to ask Mulmur Township how they can keep ATV's, dirt bikes, pickups, SUV's and off-road vehicles from entering the Boyne Valley Provincial Park on the Mulmur-Melancthon Townline road and also the 2nd line, it's turning into a dirt track for these vehicles. The park has signs posted, but these drivers haven't any respect for them at all. We are hopeful that Mulmur might put up signs and gates to keep them out of the park. We can't take another spring and summer of the noise, the mess and the ignorance of the drivers of these vehicles "before and after they enter the park." I know my concerns may go on deaf ears, but I just want to let you know there are a lot of taxpayers out there who have the same concerns that I have. Please put some of our tax dollars aside to deal with this problem. Keep these vehicles out of the park and off township land and roads.

The following response was provided:

Public Works is considering the placement of some barriers and enforcement is required. Friends of the Pine River have had some success with the conservancy property, through signs, barriers, volunteer supervision, and OPP enforcement. Staff are currently working with Driftbusters. Staff requested to look into by-law enforcement and what we can do on our roads.

### **Question received from Cheryl Russel**

Will Council direct staff to send a letter to Hon. Sylvia Jones, Premier Doug Ford, and other members of the Conservative Caucus objecting to Schedule 6 of Omnibus Bill 229 even if the bill has received third reading? As a municipality concerned about conservation and the environment, Council must be aware that gutting the Conservation Authorities Act would be putting watershed planning and protection in jeopardy. If Council is not in favour of removing schedule 6 please explain why.

The following response was provided:

Councillor Boxem responded in support of the Conservation Authority and encouraged letter writing. Councillor Boxem noted that she would be putting

forth a motion later in the meeting. It was also noted that the motion was passed yesterday.

**Letter from Lisa Swinton - Request to write Prov. Govt. Bill 229**

Mayor Horner confirmed that correspondence regarding Bill 229 is a matter on the agenda, further discussion will take place under staff reports and information items.

**Question received from Keith Lowry**

Does the roll-out of broadband along County 21 include or allow for the erecting of a tower at Ruskview to service eager “fixed wireless” customers in the surrounding area?

This question was reserved until the Eh!Tel presentation.

**Question received from Josh MacEwen**

Does EhTel plan on taking advantage of SWIFT's open infrastructure mandate to service the other areas subsidized through SWIFT? EhTel seems to have the best pricing out of all the SWIFT approved vendors participating in this phase of the Dufferin rollout, so I think many would be happy to hear if that was the case.

This question was reserved until the Eh!Tel presentation.

**2.0 PUBLIC MEETINGS**

**2.1 Z3-2020 Chorabik Apiary (9:20 am)**

CON 7 E W PT LOT 26, PARTS 2,4,5, PART 6PT, SUBJ TO ROW  
938343 AIRPORT ROAD

**Moved by: Boxem and Seconded by: Clark**

That Council recesses the regular meeting at 9:20am to hold a public meeting pursuant to Sections 53(5) & 34 of the Planning Act to consider:

2.1 Z3-2020 Chorabik Apiary  
CON 7 E W PT LOT 26, PARTS 2,4,5, PART 6PT, SUBJ TO ROW  
938343 AIRPORT ROAD

**CARRIED**

No residents spoke on the application. Residential use not proposed in workshop. Applicant confirmed that the septic is for the workshop use only and not residential.

**Moved by: Cufaro and Seconded by: Hawkins**

That Council adjourns the Planning Act public meeting and returns to the regular meeting at 9:33 a.m.

**CARRIED**

- 2.2 EH!tel Networks Inc., Antonius (Twan) Peeter CEO/President (11:00 a.m.)**  
Re: Communication and Broadband Project Announcement Presentation

**Moved by: Boxem and Seconded by: Hawkins**

That Council recesses the regular meeting at 11:02am to hold a public meeting regarding a Communication and Broadband Project announcement from EH!tel Networks Inc.

**CARRIED**

At the onset of this public meeting approximately 20 public users were present

**Moved by: Hawkins and Seconded by: Boxem**

That Council adjourns the public meeting regarding a Communication and Broadband Project announcement from EH!tel Networks Inc. and returns to the regular meeting at 11:29 a.m.

**CARRIED**

A breakout room was provided following the presentation at 12:02 p.m. This was an opportunity for questions from the public.

### **3.0 DEPUTATIONS AND INVITATIONS**

- 3.1 Peter Chorabik request for Site Plan Exemption (9:35 a.m.)**  
CON 7 E W PT LOT 26, PARTS 2,4,5, PART 6PT, SUBJ TO ROW  
938343 AIRPORT ROAD

**Moved by: Cufaro and Seconded by: Clark**

THAT Council exempt only the proposed apiary use from site plan control, as an on-farm diversified use, in the existing workshop and that no residential use would be included in that building for Part Lot 26, Con 7.

**CARRIED**

- 3.2 Mr. Jody Levac, President & CEO, Stevenson Memorial Hospital (9:50)**  
Re: Update on COVID-19 Assessment Centre, Internal Hospital Updates and Hospital Redevelopment Progress

**Moved by: Cufaro and Seconded by: Hawkins**

THAT Council receive the delegation from Mr. Jody Levac, President & CEO, Stevenson Memorial Hospital, regarding an update on COVID-19 Assessment Centre, Internal Hospital Updates and Hospital Redevelopment Progress

**CARRIED**

#### **4.0 PUBLIC WORKS**

##### **4.1 Report Cycling Routes (Cowan Insurance)**

**Moved by: Boxem and Seconded by: Clark**

THAT Council receives the report for information only;

AND THAT the report be forwarded to Mulmur Economic Development and Road Safety Committees

AND THAT Staff be directed to seek Dufferin County approval that the Cycling grant be used for further research and engineering;

AND THAT the Economic Development Committee be directed to not post or publicize the route map as a municipal route until it has been formally endorsed by motion of the Township of Mulmur and Dufferin County.

**CARRIED**

##### **Motion Passed at the Road Safety Committee**

Moved by Cufaro, and seconded by Russel

That the Road Safety committee would be involved in the ongoing discussion on the bike routes.

This motion was supported by Mulmur Council.

##### **4.2 Street Lighting Grant Update (Verbal)**

**Moved by: Clark and Seconded by: Boxem**

THAT Council support the inclusion of the LED street lighting program in the 2021 budget, recognizing that there may not be any grants

AND THAT it be funded from the Efficiency Reserve.

**CARRIED**

##### **4.3 Winter Operations Planning Document**

**Moved by: Boxem and Seconded by: Hawkins**

THAT Council approved the 2020/2021 Winter Operation Planning Document.

**CARRIED**

#### **5.0 TREASURY**

##### **5.1 2021 Budget (2<sup>nd</sup> Draft)**

**Moved by: Hawkins and Seconded by: Clark**

THAT Council receive the report of Heather Boston, Treasurer, 2021 Budget Draft #2;

AND THAT Council affirms its intent to proceed with the public works building capital project and supports the application for the ICIP: COVID-19 Resilience Infrastructure funding.

**CARRIED**

**Moved by: Hawkins and Seconded by: Cufaro**

THAT Council approve the 2021 Capital purchase of a tractor for a total of \$165,000.

**CARRIED**

## **5.2 Schedule of User Fees and Charges**

**Moved by: Boxem and Seconded by: Clark**

THAT Council approve the report of Heather Boston, Treasurer, Schedule of User Fees and Charges, as presented.

**CARRIED**

## **5.3 Section 357/358 of the *Municipal Act, 2001* - Assessment Reductions**

**Moved by: Clark and Seconded by: Hawkins**

THAT Council approve the following S357/358 of The Municipal Act, 2001, 2019 and 2020 assessment reductions:

- 1) Roll #4-06950 – reduce 2019 TT by 101,750 due to tax class change
- 2) Roll #4-06950 – reduce 2020 TT by 110,000 due to tax class change
- 3) Roll #6-03100 – reduce 2019 RT by 701,000 due to tax class change

**CARRIED**

## **5.4 Year End Motions**

**Moved by: Hawkins and Seconded by: Boxem**

THAT Council authorize the;

1. Use of COVID-19 Phase 1 funding to cover the cost of the Township's new server purchased in 2020;
2. Use of COVID-19 Phase 1 funding to cover the cost of the Township's new website;
3. Transfer any unspent Safe Restart Funding into a reserve to be used next year;

4. Transfer any unspent by-law enforcement expense into the Planning Reserve;
5. Transfer any unspent monies for ditching into the Road Reserve;
6. Transfer any unspent Mulmur Events Expenses into the Events Reserve;
7. Transfer any unspent Economic Development expenses into the Economic Development reserve;
8. Transfer any unbudgeted water capital expenses out of Water Capital Reserves.

**CARRIED**

**5.6 Basement Kitchen Reno (verbal)**

Direction was given to staff to research the cost of a room division and commercial kitchen and possible staging of the project.

**6.0 ADMINISTRATION**

**6.1 Council Meeting Dates for 2022 and Committee dates for 2021**

**Moved by: Hawkins and Seconded by: Boxem**

THAT Council receive and approve the report of Tracey Atkinson, 2022 Council Meeting Dates and 2021 Committee Meeting Dates as presented, and amended for CCAC meeting to be Feb 1 and Mar 1, 2021.

**CARRIED**

Direction was given to post 2021 dates in the calendar on website.

**6.2 Staffing Update (verbal)**

Staff provide an update on recent hires and that the Mulmur team is now up to full ensemble.

**6.3 Development Charge Increase**

**Moved by: Hawkins and Seconded by: Cufaro**

THAT Council receive the report of Tracey Atkinson, CAO/Planner, for an increase in the municipal development charge in accordance with this report and the indexing provision of the Development Charges By-law.

**CARRIED**

**6.4 Local Improvement Charge Report (November 4, 2020 Report)**

**Moved by: Boxem and Seconded by: Clark**

THAT Council support staff in working with Clean Air Partnership (CAP) to apply to FCM and encourage Dufferin County to undertake the market analysis feasibility study work for a Home Retrofit Program.

AND THAT Council support working with the Ontario Consortium (Association of Municipalities of Ontario, Clean Air Partnership, Heating, Refrigeration and Air Conditioning Institute (HRAI)) on program design to explore the municipality participating in a 3rd party delivery model for home energy retrofit program;

AND THAT Council direct staff to present an Energy LIC program by-law for Council's consideration at a future meeting.

**CARRIED**

**6.5 County Efficiency Study (verbal)**

**Moved by: Hawkins and Seconded by: Clark**

THAT the Clerk be directed to set up a joint Council meeting with Melancthon to discuss the Recreation Efficiency Study and the County Service Delivery Review, after it has been received or approved by County Council.

**CARRIED**

**7.0 PLANNING**

**7.1 Z3-2020 (See items under Public Meeting)**

A motion was passed under Item 13 - By-laws.

**7.2 Agricultural Land Base Map and Draft Resolution**

**Moved by: Clark and Seconded by: Boxem**

THAT Council receive the Report from Tracey Atkinson, CAO/Planner regarding Agricultural Land Base;

AND FURTHER THAT COUNCIL approve the Recommendation and direct staff to provide the report and correlating map to the County of Dufferin Planning Department for inclusion in the MCR.

**CARRIED**

**7.3 Bill 229 – Schedule 6 – Conservation Authorities Act Amendments**

**Moved by: Boxem and Seconded by: Cufaro**

WHEREAS proposed changes to the Conservation Authority Act are buried within an unrelated omnibus bill;

AND WHEREAS public consultation was lacking on the schedules to Bill 229;

NOW THEREFORE Council respectfully requests the Provincial Government to be open and transparent and provide for adequate public and stakeholder consultation;



AND FURTHER THAT Council request that proposed legislation that is substantive in impacts to the local municipalities and Conservation Authorities not be within omnibus bill.

**CARRIED**

**7.4 SPA4-2020 Kako Building Envelope Application (application and report)**

**Moved by: Hawkins and Seconded by: Cufaro**

THAT Council direct that the application be circulated to all properties within 120m of the subject lands;

AND THAT Council consider approval of an amended agreement following a public meeting;

AND THAT after receiving comments from the public, that an amended agreement or dissolved agreement be considered.

**CARRIED**

**8.0 COMMITTEE MINUTES AND SUB-COMMITTEE REPORTS**

**8.1 Dufferin County Council (verbal update only)**

**8.2 North Dufferin Community Centre – Minutes dated November 10, 2020**

The Following Resolution was passed by the North Dufferin Community Centre Board at the November 10, 2020 Meeting:

Moved by Besley, Seconded by Lowry be it resolved that  
Whereas; the Sierra Group has presented their final report and recommendations to the Townships of Mulmur and Melancthon and the NDCC Board of Management.

And where as; the report recommends that the preferred option is to replace the current facility with a new complex.

And whereas; the current facility may be unusable without upgrades by 2025.

Be it resolved; the NDCC Board of Management recommends that the Townships of Mulmur and Melancthon reach a consensus on moving forward with building plans for a new NDCC Complex.

And further, the municipalities in conjunction with the NDCC Board seek to be in a current and shovel ready state in order to take advantage of government funding opportunities immediately and begin fund raising activities in our respective communities.

**8.3 Shelburne Public Library Board – Minutes dated October 20, 2020**

**8.4 Shelburne District Fire Board – Minutes dated July 28, 2020**

**8.5 Roads Safety Committee – Draft Minutes dated November 18, 2020**

**8.6 Community Communications Advisory Committee – Draft Minutes dated November 9, 2020**

The Following Resolution was passed by the Communication Committee at the November 10, 2020 Meeting:

Moved by: Ruth Armstrong and Seconded by: Shirley Boxem

THAT the Community Communications Advisory Committee requests that the Mayor prepare a video message for December with the assistance of Staff.

AND THAT the video be included on the Township website and social media.

**8.7 Nottawasaga Valley Conservation Authority – Board Meeting Highlights dated November 27, 2020**

**Moved by: Clark and Seconded by: Hawkins**

THAT Council receives the Committee Minutes and Sub-Committee Reports as copied and circulated.

**CARRIED**

**9.0 INFORMATION ITEMS**

- 9.1 Township of Clearview – Notice of Passing – Interim Control By-law – Prohibit the Establishment of Cannabis Operations
- 9.2 Howick Township letter dated November 19, 2020 – Tile Drain Loan Program
- 9.3 Headwaters Health Care Centre – COVID-19 Assessment Centre Update
- 9.4 City of Hamilton letter dated September 8, 2020 – Amending the AGCO Licensing Application Process for Cannabis Retail Stores
- 9.5 Email dated November 26, 2020 - Request regarding Bill C-213 The Canada Pharmacare Act
- 9.6 County of Dufferin – email dated November 18, 2020 - Final Five-Year Forest Operating Plan
- 9.7 Town of Fort Erie – letter dated November 17, 2020 - Amendment to Bill 108 - More Homes, More Choice Act, 2019
- 9.8 City of Belleville – letter dated November 10, 2020 – Proposed Changes to the Municipal Elections Act
- 9.9 County of Dufferin – Community Greenhouse Gas Inventory
- 9.10
  - A. Bill 229 - AMO – letter dated November 20, 2020
  - B. Bill 229 - NVCA Bill 229 Letter to CAO
  - C. Bill 229 - NDACT Letter
  - D. Bill 229 – Legal Breakdown of proposed legislation
- 9.11 Township of Adjala-Tosorontio – Notice of Decision - 997305 Mulmur-Tosorontio Townline
- 9.12 Municipality of Marmora and Lake – Letter dated November 25, 2020 - Accessibility for Ontarians with Disabilities Act, Website Support

**Moved by: Boxem and Seconded by: Cufaro**

THAT Council receives the information items as copied and circulated and that the following items be endorsed: 9.5, 9.6, 9.9 9.10 (A, B and C)

**CARRIED**

**10.0 CLOSED SESSION - none**

**11.0 ITEMS FOR FUTURE MEETINGS**

Mansfield Ski Club Site Plan (February 10 Open Meeting)  
Property Standards/Clean Yard By-law (2021)  
Fire Burn By-law  
Procedural By-law Amendment - Electronic Participation  
Energy LIC Participation By-law

**12.0 NOTICES OF MOTION (if any) - None**

**13.0 PASSING OF BY-LAWS**

**Passing the following by-laws:**

- 1) Z3-2020 Chorabik Apiary Amendment from Rural Commercial Exception zone to Countryside Area (A) zone**
- 2) Special Event Permit By-law**
- 3) Vehicle and Hawker and Peddler By-law**
- 4) Prohibiting Off-Road Vehicles on Municipal Roads By-law**
- 5) Shelburne Fire Chief Appointment By-law**
- 6) Tariff of Fees By-law**
- 7) Interim Tax Rate By-law**
- 8) Alternative Voting Methods for School Board and Municipal Elections By-law**
- 9) Confirmatory By-Law**

By-law 2, Special Event Permit By-law

Discussion ensued on the set fines amount, Council recommend Part 3 tickets with significantly increased fines.

By-law 3, Vehicle and Hawkers and Peddler

Discussion ensued on Hawkers and Peddlers, council directed staff to revise the by-law to prohibit hawkers and peddlers, food vehicles to remain as is.

**Moved by: Hawkins and Seconded by: Clark**

THAT By-Laws 1 and 4 to 9 be approved, and that By-law 6, be revised to exclude fees related to vehicle and hawkers and peddlers.

**CARRIED**

**14.0 MEETING ADJOURNMENT**

**Moved by: Hawkins and Seconded by: Cufaro**

THAT Council adjourns the meeting at 3:01 p.m. to meet again on Wednesday January 13, 2021 or at the call of the Chair.

**CARRIED**

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**Janet Horner, Mayor**

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**Tracey Atkinson, Acting Clerk**