



## **COUNCIL MINUTES May 3, 2023 – 9:30 AM**

**Council Present:** Mayor Horner, Deputy Mayor Hawkins, Councillor Clark, Councillor Cunningham, Councillor Lyon

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

### **1.0 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 Cunningham and Seconded by Hawkins**

THAT Council approve the agenda.

**CARRIED.**

### **4.0 MINUTES OF THE PREVIOUS MEETING**

**Moved by Clark and Seconded by Lyon**

THAT the minutes of April 5, 2023 are approved.

**CARRIED.**

### **5.0 DISCUSSION ARISING OUT OF THE MINUTES - NONE**

### **6.0 DISCLOSURE OF PECUNIARY INTERESTS**

Councillor Cunningham declared a conflict of interest with respect to item 9.4 Fire Training Motion.

## **7.0 PUBLIC QUESTION PERIOD**

A question was received regarding the size of the proposed Bruce Trail parking lot at the end of Centre Road accessing the Boyne Valley Provincial Park.

Staff responded stating that the application is currently in front of the Ontario Land Tribunal and is now outside of the Township's decision-making authority.

## **8.0 PUBLIC MEETINGS**

### **8.1 Development Charges (9:05 a.m.)**

**Moved by Cunningham and Seconded by Lyon**

THAT Council recess the regular meeting at 9:24 a.m. to hold a public meeting pursuant to Section 12 of the Development Charges Act, as amended, to present and obtain public input on the Municipality's proposed amendments to the Development Charges By-law and underlying background study.

**CARRIED.**

Tracey Atkinson, Planner presented the Township's Development Charges Background Study and proposed amendments to the Township's Development Charge By-law.

There were no questions from the public.

Council discussion ensued on second dwellings and lot creation.

**Moved by Cunningham and Seconded by Hawkins**

THAT Council adjourns the public meeting and return to the regular meeting at 9:37 a.m.

**CARRIED.**

## **9.0 REPORTS FOR DECISION**

### **9.1 NDCC Fuel Tank Removal**

Discussion ensued on the costs of removal.

**Moved by Cunningham and Seconded by Hawkins**

THAT Council receives the report of John Willmetts, Director of Public Works, North Dufferin Community Center Tank Removal;

AND THAT Council direct staff to proceed with the removal of the decommissioned / abandoned fuel tank to a maximum cost of \$15,000, to be funded from Tax Rate Stabilization;

AND FURTHER THAT if contamination is found that staff reports back to Council.

**CARRIED.**

## **9.2 Maple Grove Market – Harvest Festivals**

**Moved by Clark and Seconded by Lyon**

THAT Council grant an exemption to the Township of Mulmur Noise By-Law No. 28-2020 for July 29, 2023 and September 30, 2023 at the Maple Grove Market to allow for amplified noise.

**CARRIED.**

## **9.3 Staff Reports and Environmental Impacts**

Direction was given to staff to include a section in staff reports to trigger Council discussion and review of environmental impacts.

**Moved by Lyon and Seconded by Clark**

THAT Council receive the report of Roseann Knechtel, Deputy Clerk, Staff Reports and Environmental Impacts;

AND THAT Council implement a 3-month pilot program to include environmental discussions as part of Council's Decision Making process and "Growing a Sustainable Mulmur".

**CARRIED.**

## **9.4 Fire Training Motion**

Councillor Cunningham removed himself from Council's discussion, declaring a conflict of interest for item 9.4 Fire Training Motion.

**Moved by Hawkins and Seconded by Clark**

WHEREAS the Ontario Fire College closed in March 2021 with fire training now being run independently out of 28 Registered Training Centres in Ontario;

AND WHEREAS mandatory minimum certification standards for firefighters came into force on July 1, 2022;

AND WHEREAS all existing and new firefighters (volunteer and fulltime) must reach these new certification standards by July 1, 2026;

AND WHEREAS fire departments will need to invest approximately \$3,500 to certify each new firefighter before they are ready to work as a full service firefighter;

AND WHEREAS each fire department has varying recruitment schedules due to volunteer turn over;

NOW THEREFORE the Council of the Corporation of the Township of Mulmur recommend that the fire boards servicing the Township of Mulmur create a training reserve account, with allocation being budgeted each year to address the additional costs of training and ensure that annual budgets remain more consistent and without undue hardship of the ratepayers;

AND THAT Council recommend any surplus funds left in the 2023 training budgets be transferred to such reserve account;

AND FURTHER THAT this motion be forwarded to all Dufferin County Fire Chiefs, and the Shelburne District Fire Board, Rosemont District Fire Board and Mulmur-Melancthon Fire Board for consideration.

**CARRIED.**

Council recessed at 10:08 a.m. and returned at 10:18 a.m.

## **9.5 Fireworks Survey Results**

Discussion ensued on the survey, regulating fireworks sale and use, enforcement, education and permitting.

A recorded vote was requested by Councillor Clark.

### **Moved by Clark and Seconded by Lyon**

THAT Council receive the report of Roseann Knechtel, Deputy Clerk, Fireworks Survey Results;

AND THAT Council direct staff to draft an amendment to the fire by-law to prohibit fireworks use during periods of fire ban.

	<b>Yea</b>	<b>Nay</b>
Councillor Clark	Y	
Councillor Cunningham	Y	
Councillor Lyon	Y	
Deputy Mayor Hawkins	Y	
Mayor Horner	Y	

**CARRIED.**

A recorded vote was requested by Councillor Clark.

**Moved by Clark Seconded by Horner**

THAT Council direct staff to draft a regulatory by-law prohibiting fireworks in the Township of Mulmur with the exception of Canada Day, Victoria Day, New Years Eve and Diwali.

	<b>Yea</b>	<b>Nay</b>
Councillor Clark	Y	
Councillor Cunningham		N
Councillor Lyon		N
Deputy Mayor Hawkins		N
Mayor Horner		N

**NOT CARRIED.**

A recorded vote was requested by Mayor Horner.

**Moved by Horner Seconded by Hawkins**

THAT Council support enhanced education measures through the Township communication channels including but not limited to the tax bills and newsletters.

	<b>Yea</b>	<b>Nay</b>
Councillor Clark	Y	
Councillor Cunningham	Y	
Councillor Lyon	Y	
Deputy Mayor Hawkins	Y	
Mayor Horner	Y	

**CARRIED.**

A recorded vote was requested by Councillor Clark.

**Moved by Clark Seconded by Lyon**

THAT Council direct staff to draft a regulatory by-law prohibiting fireworks use in the Township of Mulmur.

	<b>Yea</b>	<b>Nay</b>
Councillor Clark	Y	
Councillor Cunningham		N
Councillor Lyon		N
Deputy Mayor Hawkins		N
Mayor Horner		N

**NOT CARRIED.**

A recorded vote was requested by Councillor Clark.

**Moved by Clark Seconded by Lyon**

THAT Council direct staff to draft a regulatory by-law prohibiting the sale of fireworks in the Township of Mulmur.

	<b>Yea</b>	<b>Nay</b>
Councillor Clark	Y	
Councillor Cunningham		N
Councillor Lyon		N
Deputy Mayor Hawkins		N
Mayor Horner		N

**NOT CARRIED.**

**9.6 Mansfield Ski Club**

Discussion ensued on additional measures to mitigate noise.

A recorded vote was requested by Deputy Mayor Hawkins.

**Moved by Hawkins and Seconded by Lyon**

WHEREAS the Environmental Protection Act, O. Reg. 524-98 exempts mobile equipment used for snowmaking from provincial noise guidelines or requiring Environmental Compliance Approvals;

NOW THEREFORE Council receives the report of Roseann Knechtel, Deputy Clerk, Snow Making Operations;

AND THAT Council direct staff to draft an amendment to the Township Noise By-law to exempt the sound arising from snow-making equipment.

	<b>Yea</b>	<b>Nay</b>
Councillor Clark	Y	
Councillor Cunningham	Y	
Councillor Lyon	Y	
Deputy Mayor Hawkins	Y	
Mayor Horner	Y	

**CARRIED.**

**10.0 COMMITTEE MINUTES AND REPORTS**

**10.1 Honeywood Cemetery Board: September 14, 2022**

- 10.2 Shelburne & District Fire Board Minutes; February 7, 2023
- 10.3 Economic Development Committee Minutes: April 19, 2023
- 10.4 Mansfield Parks Committee Minutes: April 25, 2023
- 10.5 Mulmur Police Service Board Minutes: April 26, 2023

**Moved by Cunningham and Seconded by Clark**

THAT Council receives the Committee Minutes as copied and circulated.

**CARRIED.**

## **11.0 REPORTS FOR INFORMATION**

- 11.1 Provincial Policy Statement & Draft Regulations Under the Planning Act
- 11.2 Environmental Assessment Front Ending Agreement
- 11.3 NDCC Financial Analysis
- 11.4 Parkland Dedication Background Report
- 11.5 Correspondence: Walk for Alzheimer's
- 11.6 Correspondence: Maple Leaves Forever
- 11.7 Correspondence: Green Communities Canada Survey
- 11.8 MMAH: Helping Homebuyers, Protecting Tenants Act
- 11.9 Support for the Township of Mulmur Bill 5 Resolution

Discussion ensued on item 11.1 and the impact of proposed legislation changes on Mulmur, agricultural lands and the Niagara Escarpment.

Direction was given to the Mayor and Planner to provide comments on behalf of the municipality as discussed.

Discussion ensued on items 11.2, 11.4, 11.6, and 11.7.

Council recessed at 12:25 p.m. and returned at 1:19 p.m.

**Moved by Cunningham and Seconded by Hawkins**

WHEREAS Council recognizes the importance of tree cover to mitigate the affects of climate change;

NOW THEREFORE Council commits to planting native maples where a deciduous tree is called for in municipal projects.

**CARRIED.**

**Moved by Lyon Seconded by Clark**

THAT Council direct staff to explore hosting a tree sale for Mulmur residents in 2024.

**CARRIED.**

**Moved by Cunningham and Seconded by Lyon**

THAT Council receives the information items as copied.

**CARRIED.**

**12.0 ENDORSEABLE MOTIONS**

**12.1 Region of Waterloo: Protecting the Privacy of Candidates and Donors**

**12.2 City of Stratford: Funding and Support for VIA Rail Services**

**12.3 Township of Puslinch: Roadside Litter on the 401**

**Moved by Cunningham and Seconded by Lyon**

THAT Council endorse the following resolutions: 12.1, 12.2 and 12.3.

**CARRIED.**

**13. CLOSED SESSION**

**13.1 CAO Performance Review**

**13.2 Organizational Chart**

**13.3 North Dufferin Community Centre**

**Moved by Clark and Seconded by Cunningham**

THAT Council adjourn to closed session at 2:02 pm pursuant to Section 239 of the Municipal Act, 2001 as amended for two (2) matters relating to personal matters about an identifiable individual, including municipal or local board employees, and one (1) matter relating to a position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or to be carried on by or on behalf of the municipality or local board 239(2)(b)(k).

**CARRIED.**

**Moved by Lyon and Seconded by Clark**

THAT Council do rise out of closed session and into open session at 5:08 p.m. with the following motions/directions:

THAT Council direct staff to proceed as discussed in closed session;

AND THAT Council direct staff to include Mulmur Council's financial contribution proposal as part of the Joint Council Agenda Package on May 10, 2023;



AND FURTHER THAT Council respectfully requests the Township of Melancthon share their financial contribution proposal as part of the Joint Council Agenda Package on May 10, 2023.

**CARRIED.**

**14. ITEMS FOR FUTURE MEETINGS**

**14.1 Primrose Elementary School - Water Update**

**15. PASSING OF BY-LAWS**

- 15.1 2023 Tax Rate Bylaw**
- 15.2 Parkland Dedication Bylaw**
- 15.3 Water Connection Bylaw**
- 15.4 Development Charges Bylaw**
- 15.5 Confirmatory By-Law**

**Moved by Clark and Seconded by Hawkins**

THAT By-Laws 15.1 to 15.5 be approved.

**CARRIED.**

**21.0 ADJOURNMENT**

**Moved by Cunningham and Seconded by Lyon**

THAT Council adjourns the meeting at 5:11 p.m. to meet again on May 10, 2023 for the Joint Council meeting with the Township of Melancthon and June 7, 2023, for the next regular meeting of Council.

**CARRIED.**

**Janet Horner**  
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**Janet Horner, Mayor**

**Tracey Atkinson**  
.....  
**Tracey Atkinson, CAO/Clerk**