

The Corporation of the Township of Plummer Additional

RR # 2, 38 Railway Crescent

Bruce Mines ON POR ICO

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Minutes June 19, 2019

Regular COUNCIL MEETING

Bruce Station Hall – main meeting

Twsp Council Chambers

Present: Mayor: Beth West; Councillors: Mike Jones, Boris Koehler, Carl MacKenzie

Via phone: Planner: Glenn Tunnock; Lawyer: Peter Berlingieri

Staff: Clerk: Vicky Goertzen-Cooke; Treasurer: Gina Marie Wilson

Closed Session: 4:45 pm – 5:30 pm (Twsp Council Chambers) receiving advice from Legal

ResIn 2019-128

Mike Jones

Boris Koehler

BE IT RESOLVED THAT this Council proceeds into Closed Session at **4:55 pm** to consider the following subject matter in accordance with the Municipal Act. S.239 (2), f) The receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose. CARRIED

ResIn 2019-129

Mike Jones

Carl MacKenzie

BE IT RESOLVED THAT this Council returns to open meeting at 5:35 pm. CARRIED

ResIn 2019-130

Carl MacKenzie

Boris Koehler

BE IT RESOLVED THAT this Council adjourns the Meeting at 5:36 pm to meet again at the Bruce Station Hall on June 19, 2019 at 6:00 pm. CARRIED

Open Meeting - Call to Order 6:00 pm – Bruce Station Hall

Present: Mayor: Beth West; Councillors: Mike Jones, Boris Koehler, Carl MacKenzie

Staff: Clerk: Vicky Goertzen-Cooke; Roads Working Foreman: Kelly Belisle-Greer

Presenters: - Algoma Power - Dan Richards, Andrea Mattioli

- Algoma Public Health - Dr. Jennifer Loo, Justin Pino, Lee Mason

Observers per sign in sheet; Larry Peterson, Glen Hern, Dave Porpealia, Rosemary McKinnon, J.W. Murray, Roy and Sandra Irwin, Nathan Baltus, Mrs. M. Golloher, Rob Golloher, Henry Pieters, J. Pennock, Bev Pelletier

ADDENDUM TO THE AGENDA

ResIn 2019-131

Boris Koehler

Mike Jones

BE IT RESOLVED THAT this Council approves the Addendum to Agenda as follows:

- a) Site Plan Application – Irwin, T & J (Rock Lake) under COA 3
- b) Grading assistance – under 3d
- c) 2018 Surplus – under 7d) ii. CARRIED

Committee of Adjustment Meeting:

COA 1. Consent to Sever property – Fremlin – 5th Concession

ResIn 2019-132

Boris Koehler

Mike Jones

WHEREAS the Committee of Adjustment approved a provisional consent (B-01-2017) to create a new rural residential lot in the North parts of Lots 6 & 7, Concession 4 having frontage on 5th Concession Road, and;

WHEREAS this application lapsed prior to the applicant fulfilling the requisite conditions of consent, and;

WHEREAS William and Katharina Fremlin have reapplied for a consent to sever;

BE IT RESOLVED THAT this Council approves the William and Katharina Fremlin severance application B-01/2019 subject to such standard conditions and other application specific conditions as identified in the Notice of Decision regarding the property described as North Part of Lots 6, and 7, Concession 4, in the geographic Township Of Plummer Additional, District Of Algoma (south side of 5th Concession southerly down to the rail line). CARRIED

COA 2. Site Plan Amendment - Vaughan – Rock Lake

ResIn 2019-133 **Boris Koehler** **Mike Jones**

WHEREAS as part of the Condition of Severance, Melody Vaughan entered into a Site Plan Control Agreement [ResIn 2019-72] which is designed to sustain the waterfront area on Rock Lake as a naturalized area) with the Township, and; **WHEREAS** a subsequent proposal was received from Melody Vaughan to amend the Site Plan Control Agreement specifically clause #11 to acknowledge and agree that the existing structure located in the shoreline setback labeled as “D” on Schedule “D” to this Agreement will be utilized as a boathouse for storage purposes and for no other purpose such as a sauna or guest cabin or dwelling. The Owner acknowledges that any alteration or expansion of this structure is not permitted except through a zoning by-law amendment and an amendment to this Agreement.

BE IT RESOLVED THAT this Council repeals By-law 2019-15 and gives three readings and approves by-law 2019-27 being a Site Plan Agreement (including all Schedules) for Melody Vaughan on lands described as Part Broken Lot 8 Con 6 Part 1 1R13474; Plummer and being part of pin 31450-0570 (LT) Township of Plummer Additional, District of Algoma. CARRIED

COA 3. Site Plan – Irwin – Rock Lake

ResIn 2019-134 **Boris Koehler** **Mike Jones**

WHEREAS Todd and Jacqueline Irwin are required to enter into a Site Plan Control Agreement (which is designed to sustain the waterfront area on Rock Lake as a naturalized area) with the Township, and;

WHEREAS the Site Plan application has been reviewed by Chris Jones of Municipal Planning Services Ltd. (Township Planner) and he has made recommendations to Council;

BE IT RESOLVED THAT this Council gives three readings and approves by-Law 2019-28 being a Site Plan Agreement (including all Schedules) for Todd and Jacqueline Irwin for lands described as PCL 3851, SEC ACS; located in part of Broken Lot 9, Concession 6, Plummer, as in LT47105; T/W LT 47105, PIN 31450-0013 (LT) Township of Plummer Additional, District of Algoma also known as Civic #330 Lane 12 (Rock Lake). CARRIED

COA 4. Adjourn COA Mtg

ResIn 2019-135 **Carl MacKenzie** **Beth West**

BE IT RESOLVED THAT this Council adjourns the Committee of Adjustment Meeting at 6:08 pm to meet again as required. CARRIED

1. **ADDENDUM TO THE AGENDA** - moved up in the agenda to prior the COA meeting portion
2. **DECLARATION OF PECUNIARY INTEREST** – none noted
3. **Municipal Staff Report – Roads**
 - a) Roads Working Foreperson Report – reviewed
 - Roads Crew is still dealing with culverts, road repairs and grading due to the June 10th rainstorm.
 - b) Algoma Federation of Agriculture – Slow moving equipment signage on Roads request – defer to after Clerk’s Association meeting on June 26th.
 - c) Overhead door repairs – 2 quotes received

ResIn 2019-136 **Boris Koehler** **Mike Jones**

BE IT RESOLVED THAT this Council approves the quote of Soo Overhead doors in the amount of \$4,335.92+ taxes to supply and install 4 new door panels with windows; 3 JR chain hoists, and 12 3” rollers. CARRIED

d) Grading Assistance

ResIn 2019-137 **Boris Koehler** **Mike Jones**

WHEREAS due to the excessive rainfall in the week June 10th road projects have been delayed one week;
BE IT RESOLVED THAT this Council approves the Road Working Foreperson to contract grading services out up to 40 hours. CARRIED

- Due to the rainstorm (June 10th) numerous class 6 roads are washed out but passable;
- It will take a while to repair them; staff has calcium and summer projects/contracts on the go
- Municipal Disaster Relief Assistance may be possible to help with the repairs; photo documentation continues.

4 people left the meeting at 6:16 pm

4. **PUBLIC PRESENTATIONS:**

Algoma Power Inc. 6:22 pm - Dan Richards, Andrea Mattioli

- Agreements can be made available to attach flower boxes and banners on power poles.
- Tree planting initiative; for every pole used a western red cedar tree is planted.
- Pollinator project is in its 3rd year of study; it takes about 5-7 years to run any sort of analysis to determine the impact of vegetation on pollinator species; bees butterflies wasps etc.
- Area Road Superintendent Meeting in April; dealt with road issues, project and vegetation control under the lines, consents etc.; MNRF is looking to have approvals for work permits for underwater cables in various lakes.
- 2019 rates – residential decreased by 1.7%; Seasonal increased by 5.5%;

Kelly Belisle-Greer and Algoma Power representatives left the meeting at 6:40 pm.

Meeting continued with Section 5 – 7d) while APH set up media presentation.

5. **ADOPTION OF MINUTES OF PREVIOUS COUNCIL MEETINGS**

ResIn 2019-138 **Carl MacKenzie** **Boris Koehler**

BE IT RESOLVED THAT this Council approves the 2019 minutes as presented for May 15th and May 29th meetings. CARRIED

REPORTS:

MUNICIPAL STAFF REPORT'S continued:

6. Planning & By-law Enforcement (K. Morris)
- a) Building Permit Summary Report – June 13, 2019
 - b) Idiens – request for extension to move garage

ResIn 2019-139 **Boris Koehler** **Mike Jones**

BE IT RESOLVED THAT this Council approves the request of Neil Pennock on behalf of Travis Idiens to be granted an extension to July 31, 2019 to move the garage to within the proper setbacks as agreed to. CARRIED

7. Clerk/Treasurer/Tax Collector ~ (V. Goertzen-Cooke)
- a) Vulnerable Person Registry (deferred)
 - e) Min. of Infrastructure - Asset Management Policy, Asset Management Plan - defer to after Clerk's Association meeting.
 - b) Horse tie up – use for AHPS school (pending closure)l soccer goals – defer, school will remain open in September 2019.
 - c) Audited Financial Statements

i. Statements

Resln 2019-140 **Boris Koehler** **Mike Jones**

BE IT RESOLVED THAT this Council approves the draft 2018 Audited Statements from BDO. CARRIED

ii. Surplus

Resln 2019-141 **Boris Koehler** **Mike Jones**

BE IT RESOLVED THAT this Council approves the 2018 surplus of \$23,422.25 to the following: \$15,000 to a reserve for Land fill costs and \$8,422.25 to reserve for Roads Equipment. CARRIED

- d) TMM – Bulk Tax bill email option about \$0.75 per tax bill. – deferred to fall for consideration in 2020.

Back to item 3b) in the Agenda:

3b) Algoma Public Health (APH) 6:48 pm - programs & services, budget cycle, municipal contribution distribution

- Dr. Jennifer Loo, Associate Medical Officer of Health & Director of Health Protection
- Justin Pino, CFO & Director of Operations
- Lee Mason Board of Health Chair

Power point presentation – refer to APH website

- Annual Twsp levy \$22,309; costs to operate shared with Province & Municipalities
- Discussed various services, budget
- Algoma Community Health Profile – refer to APH website
- Potential Funding and Regionalization of Service Areas are changes for Health Units that are not confirmed but anticipated from the Province.

APH representatives left the meeting at 7:11 pm.

8. Community Fire Safety: n/a

9. Community Emergency Management Program ~ (C. MacKenzie) n/a

10. Animal Control: n/a

Council consensus to move the Trailer By-law discussion up in the Agenda.

- Mayor B. West spoke about the rationale for updating the Trailer By-Law.
- Clerk read changes to various clauses.

Resln 2019-142 **Boris Koehler** **Mike Jones**

BE IT RESOLVED that this Council gives three readings and approves to By-Law 2019-29 being a by-law to regulate Trailers in the Township. By-law 1998-153 and 2019-18 are hereby repealed. CARRIED

Q & A: (note: questions/answers are an interpretation/summary of the main points of discussion)

Q: Lot sizes for “RC” Recreation Commercial are not shown?

A: Trailer Licenses are not required for Recreation Commercial i.e. campgrounds

Q: If I have 500 acres, 5 kids and 5 trailers on a farm how many trailers are allowed?

A: If they are presently in existence, it would be considered legal non-conforming; refer to by-law

Q: Bruce Mines Fair has trailers does this cover them?

A: The Fair grounds are under the Town of Bruce Mines' jurisdiction; Plummer's by-law does not regulate outside of Plummer Twsp.

Q: Why are some of the addendums discussed to the by-law not marked on our copy (that was available at the entrance of the hall and online)?

A: Council met with Legal and the Consultant earlier today in a closed session (receiving advice from Legal); the changes being discussed in open session tonight are ones that were suggested from that meeting; they were primarily administrative and do not impact the main concerns people have cited regarding the by-law.

Q: What reasons can council go into a closed session?

A: Section 239 of the Municipal Act covers the reasons that a Council may go into a Closed Session.

Q: How many incidents of dumping sewage have been identified? Why does the whole Twsp have to be punished for a few people doing the wrong thing; you are implementing a by-law without a case history?

A: Two incidents of dumping sewage on roadways have been witnessed; we have had 3 complaints regarding trailers; this is not something new, Plummer Twsp already has a Trailer by-law (from 1993) as do other area Municipalities and Municipalities across the Province; we are updating this by-law; one of the points of the trailer by-law is to protect our water, lakes etc. (and roadways) from grey water and sewage; there has been blue-green algae in the area and the Twsp is being proactive in protecting their lakes/water.

Q: Septic, grey water handling?

A: Algoma Public Health can be contacted for information on what you require for a set up regarding grey water and sewage handling; you can also contact them if you suspect someone may require an inspection due to suspected improper sewage handling.

Q: Do mobile homes count?

A: If you have a mobile home, and it is assessed by MPAC and taxed, it does not fall under the Trailer By-Law.

Q: Does the by-law Enforcement Officer have to give notice before he comes onto your property, what if your dog bites the person, how is this legal?

A: Provincial Offences Officers have the right to inspection; if your dog bites anyone that would be the responsibility of the landowner (*it falls under the Provincial Dog Owner Liability Act as well as possibly the Twsp Dog Licensing by-law*).

- Note: our By-Law Enforcement Officer is available to us in the evenings and weekends.
- At this time it is not a requirement of the Enforcement Office to give notice of initial inspection; if the Twsp has the contact information (other than the address) it is given to the Enforcement Officer so he may contact the landowner if required.

Q: If someone complains about my trailer, can I find out who complained?

A: No, complaints are not anonymous but the complainant is confidential; complaints are followed up to verify merit; if considered vexatious or without merit it does not go any further.

Q: If some farms are considered a Biosecure space; what consideration for onsite inspection and prevention of cross farm/area contamination; will the Enforcement Officer gear up in protective wear?

A: It would be up to the Farm to post signage and advise anyone who visits the farm.

Note: the Twsp will make the By-Law Officer aware of this concern and follow up with the By-Law Officer to verify what steps are taken.

All audience members left the meeting except Nathan Baltus and Rosie McKinnon.

COMMITTEE REPORTS:

11. Health & Health Centre ~ (B. Koehler)

a) (i) Health Center Budget (Revised, May 23, 2019)

Resln 2019-143

Boris Koehler

Mike Jones

BE IT RESOLVED THAT this Council approves the 2019 Health Centre Levy in the amount of \$16,753.00.

CARRIED

(ii) Response from Town of Bruce Mines to inquiries regarding the Health Centre budget from Twsp (May 15, 2019 mtg) - reviewed

12. Recreation ~ (T. Strum & B. Koehler)

a) Healthy Families Minutes – April 9, 2019 - reviewed

13. Tri-Neighbours & Waste Management ~ (C. MacKenzie)

a) MWRC letter Apr 24 re- contract (received May 23/19 from AECOM)

b) AECOM Minutes from Conference call May 23, 2019 (tbc) & March 21, 2019

c) Dumpster request – Randy Greenwood:

- Due to prior problems (previous letters also reviewed), Council at this time is not in favour of re-instating a dumpster at Crystal Cove.

14. Cemetery ~ (T. Strum)

a) Appoint Tasha Strum to the Cemetery Committee (see By-Laws)

15. Library, Parks & Hall ~ (B. West)

a) Draft Library Minutes May 22nd

b) Library Budget

Resln 2019-144

Boris Koehler

Mike Jones

BE IT RESOLVED THAT this Council approves the 2019 Library Levy in the amount of \$40,000.00. CARRIED

16. Health and Safety ~ (M. Jones) – n/a

17. Personnel: N/A

a) Cemetery Locator – advertise position

b) Summer Student: update on funding programs

Re: Swim Program; The Twsp didn't get funding for a Recreation Student; for safety reasons parents were advised that they will have to provide a chaperone/babysitter for their children during the swim program.

R. McKinnon – requested Twsp to see if her children can register with another Twsp and pay an extra fee as hiring a babysitter/chaperone to go with her children is not an option.

R. McKinnon left the meeting at 8:00 pm

18. Other:

a) HNCEA

i. Minutes March 20

ii. Updates May 21st - no broadband funding

c) Grey County – Bill 108 opposition

ResIn 2019-145

Beth West

Boris Koehler

WHEREAS the legislation that abolished the OMB and replaced it with LPAT received unanimous - all party support, and;
WHEREAS all parties recognized that local governments should have the authority to uphold their provincially approved Official Plans; to uphold their community driven planning, and;

WHEREAS Bill 108 will once again allow an unelected, unaccountable body make decisions on how our communities evolve and grow, and;

WHEREAS on August 21, 2018 Minister Clark once again signed the MOU with the Association of Municipalities of Ontario and entered into "...a legally binding agreement recognizing Ontario Municipalities as a mature, accountable order of government," and;

WHEREAS this MOU is "enshrined in law as part of the Municipal Act" and recognizes that as "...public policy issues are complex and thus require coordinated responses...the Province endorses the principle of regular consultation between Ontario and municipalities in relation to matters of mutual interest," and;

WHEREAS by signing this agreement, the Province made "...a commitment to cooperating with its municipal governments in considering new legislation or regulations that will have a municipal impact," and;

WHEREAS Bill 108 will impact 15 different Acts;

- Cannabis Control Act, 2017
- Conservation Authorities Act, Development Charges Act
- Education Act
- Endangered Species Act, 2007
- Environmental Assessment Act
- Environmental Protection Act
- Labour Relations Act, 1995
- Local Planning Appeal Tribunal Act, 2017
- Municipal Act, 2001
- Occupational Health and Safety Act
- Ontario Heritage Act
- Ontario Water Resources Act
- Planning Act
- Workplace Safety and Insurance Act, 1997

BE IT RESOLVED THAT this Council supports the Town of Aurora and Grey County in their opposition to Bill 108 in its current state as it will have negative consequences on community building and proper planning, and request that the Government of Ontario halts the legislative advancement of Bill 108 to enable a fulsome consultation with Municipalities.

BE IT FURTHER RESOLVED THAT a copy of this Motion be sent to the Honourable Doug Ford, Premier of Ontario, the Honourable Christine Elliott, Deputy Premier, the Honourable Steve Clark, Minister of Municipal Affairs, the Honourable Andrea Horwath, Leader of the NDP and to Michael Mantha our local MPP. CARRIED

d) New Tecumseth – Reduction in Provincial Funding to Libraries

ResIn 2019-146

Beth West

Boris Koehler

WHEREAS the Ontario government has reduced by 50% the funding to Southern Ontario Library Service and Ontario Library Service North, resulting in the suspension of inter-library loan service and postage subsidy, with further service cuts yet to be announced;

AND WHEREAS the users of small libraries will be significantly negatively impacted by the loss of equitable access to materials and information;

AND WHEREAS the resulting increased costs of postage will not have been considered in the budget preparation for the current fiscal year and will require lending libraries to carefully consider whether to fill an inter-library loan request;

NOW THEREFORE BE IT RESOLVED THAT the Council of the Corporation of the Township of Plummer Additional supports the Town of New Tecumseth's request that the Ontario government restores the funding to Ontario Library Service North and Southern Ontario Library Service at a minimum to the previous 2018 funding level; **AND FURTHER THAT** this resolution be forwarded to Michael Tibolla~Minister of Culture, Recreation and Sport; Michael Mantha~MPP, and Doug Ford, Premier. CARRIED

19. **UNFINISHED BUSINESS:**

20. **NEW BUSINESS:**

21. **DISBURSEMENTS:**

- a) Expenditures May 1-31, 2019
- b) Financials

Resln 2019-147 **Boris Koehler** **Mike Jones**

BE IT RESOLVED THAT this Council authorizes payment of the following expenditures for May 1-31, 2019: General \$159,607.01, Cemetery \$139.62, Health Centre \$13,243.23. CARRIED

22. **BY-LAWS:**

- a) Appointment By-law (amend Cemetery Committee)

Resln 2019-148 **Boris Koehler** **Mike Jones**

BE IT RESOLVED that this Council gives three readings and approves the Appointments to Boards & Committees by-law 2019-**24a** and;

- a) Accepts with regrets, the resignation of Gary McKinnon from the Cemetery Committee, and;
- b) Re-appoints Tasha Strum for Carl MacKenzie as the Council Representative to the Cemetery Committee. CARRIED

b) Vulnerable Person's Registry – Confidentiality Agreements & Accessing Data Agreements – deferred; SSM Innovation Centre sent through amendments to the agreements today – will be forwarded to the next agenda when council has had a chance to review the changes.

- c) Trailer License – discussed above.

- d) Remuneration (Amends 2018-30) - Council

Resln 2019-149 **Boris Koehler** **Mike Jones**

BE IT RESOLVED that this Council gives three readings and approves a Remuneration by-law 2019-16. By-law 2018-30 is hereby repealed. CARRIED

23. **NOTICE OF MOTIONS** n/a

24. **MEMBERS REPORT (on items other than listed above): (COUNCIL MEMBERS)** n/a

25. **CLOSED SESSION:** acquisition/disposition of land

Resln 2019-150 **Mike Jones** **Beth West**

BE IT RESOLVED THAT this Council proceeds into Closed Session at **8:05** pm to consider the following subject matter in accordance with the Municipal Act. S.239 (2): c) A proposed or pending acquisition or disposition of land for municipal or local board purposes. CARRIED

Resln 2019-151 **Mike Jones** **Carl MacKenzie**

BE IT RESOLVED THAT this Council returns to open meeting at 9:00 pm. CARRIED

26. **CONFIRMATORY BY-LAW**

ResIn 2019-152 Boris Koehler Mike Jones

BE IT RESOLVED THAT this Council gives three readings and approves By-Law No. 2019-25, being a by-law to confirm the proceedings of the meeting held prior to and on June 19, 2019. CARRIED

27. **ADJOURNMENT:**

ResIn 2019-153 Carl MacKenzie Boris Koehler

BE IT RESOLVED THAT this Council adjourns the Meeting at 9:01 pm to meet again on July 24, 2019 or at the call of the Mayor. CARRIED

 Mayor ~ Beth West

 Clerk ~ Vicky Goertzen-Cooke

Next Regular Council Mtg – July 24th, 2019 @ 6:00 pm @ Council Chambers

Acronyms:

@ = at

ADSSAB – Algoma District Social Services Administration Board

AGM – Annual General Meeting

AHPS – Arthur Henderson Public School

AODA – Accessibility for Ontarians with Disabilities Act

CBO – Chief Building Official

CERB – Central Emergency reporting Bureau

CF- Carry Forward

CFSO- Community Fire Safety Officer

CUPE - Canadian Union of Public Employees

EARS – East Algoma Roads Superintendents

FYI – for your information

Fed Nor – Federal Economic Development for Northern Ontario

FONOM – Federation of Northern Ontario Municipalities

Frd – forwarded from prior meeting

HNWDRRC - Huron Northwest Doctor Recruitment & Retention Committee

OCIF – Ontario Community Infrastructure Fund

OGRA – Ontario Good Roads Association

OMB – Ontario Municipal Board

OMAFRA – Ministry of Agriculture, Food & Rural Affairs

OPP – Ontario Provincial Police

Orig. - Original

OTF – Ontario Trillium Foundation

Min. - Ministry

MNR – Ministry of Natural Resources

MMA – Ministry of Municipal Affairs

MOU – Memorandum of Understanding

MPAC – Municipal Property Assessment Corporation

Mtg - Meeting

MTO – Ministry of Transportation

MWRC – Municipal Waste & Recycling Consultants

N/A – not applicable

RBC – Royal Bank of Canada

Reg. - registration

Rep – Representative

ResIn – Resolution

RFQ – Request for Quote

ROMA – Rural Ontario Municipal Association

RWF – Road Working Foreperson

SSM – Sault Ste. Marie

TMM – The Managed Municipality

TSSA – Technical Standards and Safety Authority

TWSP - Township