



MUNICIPALITY OF NORTH MIDDLESEX

REGULAR MEETING MINUTES

The Regular Meeting of the Council of the Municipality of North Middlesex was held on Wednesday September 4, 2019 in the Council Chambers, Shared Services Centre, 229 Parkhill Main Street, Parkhill.

1. CALL TO ORDER

Mayor Ropp called the meeting to order at 7:00 p.m. with a quorum present.

2. ROLL CALL

Mayor Brian Ropp

Deputy Mayor Adrian Cornelissen

Councillor Ward One – Doreen McLinchey

Councillor Ward Two – Joan Nichol

Councillor Ward Three – Gord Moir

Councillor Ward Four – John Keogh

Councillor Ward Five – Andrew Hemming

Interim CAO/Director of Operations(Acting Treasurer) – Jonathon Graham

Director of Emergency and Safety Services/Fire Chief – William Davidson

Director of Economic Development and Community Services – Mike Barnier

Clerk Jackie Tiedeman

Infrastructure Supervisor, Jonathon Lampman(absent)

3. DISCLOSURE OF PECUNIARY INTEREST

None

4. MINUTES OF PREVIOUS MEETINGS

MOTION #211/2019

MOIR/KEOGH: That the August 14th Regular, Public and Court of Revisions Meeting Minutes be approved as presented.

CARRIED

MOTION #212/2019

NICHOL/HEMMING: That the Regular Meeting adjourn to Public Meeting to consider planning applications at 7:01 p.m.

CARRIED

The Regular Meeting resumed at 7:26 p.m.

5. DELEGATIONS

None

6. PUBLIC MEETING

7:00 p.m. See separate minutes for Public Meeting and Committee of Adjustment

Regular Meeting resume following the planning portion of the agenda at 7:26 p.m.

7. DEPARTMENTAL REPORTS

a.Tender Results for Dewar-Thompson and 16th Concession Drain – Infrastructure Supervisor, Jonathan Lampman

MOTION #213/2019

HEMMING/CORNELISSEN: That Council receive this report and direct staff to award the construction of the Dewar-Thompson and 16th Concession Drains Tender to JHL Excavating Inc. in the amount of \$83,067.24 (including HST)

CARRIED

b.Request to Appoint Engineer – Henderson Drain

MOTION #214/2019

MCLINCHEY/MOIR: That Council receive this report and appoint Spriet Associates as Engineer to the Henderson Drain.

CARRIED

c. Report on Fire Prevention Services agreement with Middlesex Centre – Director of Emergency and Safety Services/Fire Chief, William Davidson

Following the presentation of the report, Chief Davidson extended his appreciation to Council for his employment with the Municipality over the past four years. He will ensure the CAO has all the required information to maintain the level of service in this department. He will continue to be available remotely until the end of September which is when he is officially resigned.

Mr. Davidson extended to Council three initiatives that he felt, as Chief, should be duly considered in the near future: Re-name Union Street in Parkhill due to the structure of the street being dissected by the Cameron Gillies Drain and has caused confusion when responding to calls in this area; Green Light Signage to remind motorists that these are volunteer fire fighters responding for duty; and increased safety devices installed at the intersection of Nairn Rd/Centre Rd where numerous accidents continue to occur.

Other items noted included various long term capital projects Council should continue to consider each year during the budgeting process.

Council inquired into the status of the Open Air Burn By-law. Chief Davidson advised that the By-law was drafted however his recommendation would be to have the new Fire Chief review prior to council consideration.

Council also extended their appreciation for everything Chief Davidson has achieved during his employment with the Municipality.

MOTION # 215/2019

HEMMING/KEOGH: Be it resolved that Council direct Mayor and Clerk to execute the Middlesex Centre Fire Prevention Service Agreement.

CARRIED

8. PASSING OF ACCOUNTS

Compilation of accounts from August 8 - 30, 2019 in the amount of \$700,894.05

MOTION #216/2019

NICHOL/MCLINCHEY: Be it resolved that the following Bills and Accounts be approved for payment in the amount of \$700, 894.05

General Cheques \$289,014.34
Direct Deposit \$292,564.51
On-line/PAP \$119,315.20

CARRIED

Deputy Mayor Cornelissen asked the Interim CAO the policy on employee education and training being paid for by the municipality and if the employee has obligation to remain with the organization.

Mr. Graham replied that certain education and training is mandatory to provide to staff and other education requests would be discretionary with the Supervisor. The operational budgets makes provision each year for this.

9. COMMITTEE REPORTS

a. Lake Huron Primary Water Supply Joint Mgmt Board (Cr. Hemming)

b. ABCA (Deputy Mayor Cornelissen) Deputy Mayor Cornelissen advised that he had a tour of North Middlesex relating to the CA last week and it was very informative.

c. BWRA (Cr. McLinchey)

d. EDAC (Cr. Moir)

e. LSAC – (Cr. Nichol)

f. Recreation Committee (Cr. Hemming)

g. Water/Wastewater Committee (Cr. Moir)

h. Policies Review Committee (Cr. Nichol)

i. Fire Committee (Cr. Keogh) Staff are in the process of scheduling a meeting for September in which both the District Chiefs can be present.

j. OCWA Client Advisory Board (Jonathon Graham)

10. CORRESPONDENCE

a. ABCA letter of response to Hon. Jeff Yurek and request for meeting (action: receive and file)

- b. Norfolk County request for Provincial response to address Gas Well Issues
(action: receive and file)
- c. Town of Bradford West Gwillimbury – Support to their local legion for endorsing the Never Forgotten National Memorial
(action: receive and file)
- d. Enbridge Gas Notice to Customers
(action: receive and file)
- e. Adelaide Metcalfe – Notice of Zoning Amendment Application – 4602 Egremont Dr
(action: no concerns – receive and file)
- f. Canadian Hemp Farmers Alliance – Request to sign their Sustainable Development Campaign Form
(action: receive and file)
- g. Scott and Jennifer MacKichan – request for reconsideration of decision for minor variances and waiving of fees
(action: Council cannot overturn COA decisions – consideration of waiving of fees)

MOTION #217/2019

NICHOL/CORNELISSEN: That Council does not waive the fees required for the minor variances.

CARRIED

- h. NMDHS-Academic Awards Celebration October 3 at 7:30 p.m.
(action: receive and appoint Cr to attend) - Councillor McLinchey offered to attend.
- i. Thank you card from Katie Ferguson Fair Ambassador
(action: receive and file)

11. OTHER OR URGENT BUSINESS

- a. Draft policy to amend School Crossing Guard Procedure – Clerk Jackie Tiedeman

The Clerk reviewed the few minor changes made to the current policy and that the changes were mainly to ensure continuity in language in various documents.

MOTION 218/2019

NICHOL/MOIR: That Council adopt the policy with changes as presented.

CARRIED

12.COMMUNICATIONS (including County Council)

Mayor Ropp and Deputy Mayor Cornelissen both replied to Chief Davidson’s comments regarding additional safety devices at the intersection of Nairn Rd and Centre Road. Ongoing discussions are in progress with the County Engineer on this matter. Deputy Mayor Cornelissen also indicated that he had discussions at the recent AMO conference on options available as well. It was noted that there are some municipalities in other Counties participating in pilot projects with devices such as illuminating stop signs etc. however they are not currently allowed under the regulations.

Deputy Mayor Cornelissen mentioned Canada’s Outdoor Farm Show being held in Woodstock next week. Several councillors indicated an interest in attending.

13.CLOSED MEETING (UNDER SECTION 239 OF THE *MUNICIPAL ACT*)

MOTION #219/2019

KEOGH/HEMMING: That the Regular Meeting adjourn to Closed Meeting at 8:00 p.m. under the following exception:

Labour Relation or Employee Negotiations – Update on CUPE Negotiations

CARRIED

14.CONSIDERATION OF MATTERS ARISING FROM CLOSED MEETING

MOTION #220/2019

MOIR/HEMMING: That Closed Meeting adjourn and return to Regular Meeting at 8:25 p.m. with one recommendation.

CARRIED

MOTION #221/2019

NICHOL/MOIR: Whereas on June 30, 2019 the collective agreement between the Corporation of the Municipality of North Middlesex and the Canadian Union of Public Employees, Local 4448 expired,

Whereas on May 8, 2019 during an In Camera Meeting under Section 239 of the Municipal Act, the Council authorized municipal staff to engage in collective bargaining negotiations with Local 4448;

Whereas on May 13,16,17, June 4 and August 13, 2019 Municipal staff engaged in negotiations with Local 4448 for a successor collective agreement within the financial mandate as set by Council;

Now therefore be it resolved that the Council authorize the Mayor and Chief Administrative Officer to ratify the revised collective agreement with Local 4448.

CARRIED

15.READING OF BY-LAWS

- a. By-law #57 of 2019 – ZBA (Temporary Use By-law) for 3900 Elginfield Road
- b. By-law #58 of 2019 – Agreement with Middlesex Centre to provide Fire Protection Services
- c. By-law #59 of 2019 – Confirming By-law

MOTION #222/2019

HEMMING/MCLINCHEY: That By-laws # 57-59 of 2019 be read first and second time.

CARRIED

MOTION #223/2019

CORNELISSEN/MOIR: That By-law #57-59 of 2019 be read a third and final time.

CARRIED

16.ADJOURNMENT

MOTION #224/2019

MCLINCHEY/KEOGH: That the meeting adjourn at 8:26 p.m.

CARRIED

MAYOR

CLERK



**MUNICIPALITY OF NORTH MIDDLESEX
PUBLIC MEETING
MINUTES**

A Public Meeting was held on Wednesday September 4, 2019 at 7:00 p.m. in the Council Chambers, Shared Services Building, Parkhill to consider planning applications with a quorum present.

ROLL CALL

Present:

Mayor Brian Ropp
Deputy Mayor Adrian Cornelissen
Councillor Ward One – Doreen McLinchey
Councillor Ward Two – Joan Nichol
Councillor Ward Three – Gord Moir
Councillor Ward Four – John Keogh
Councillor Ward Five – Andrew Hemming
Interim CAO/Director of Operations, Jonathon Graham
Director of Emergency and Safety Services, William Davidson
Director of Economic Development and Community Services, Mike Barnier
Clerk, Jackie Tiedeman
Infrastructure Supervisor, Jonathon Lampman(absent)
Planner Stephanie Poirier

DISCLOSURE OF PECUNIARY INTEREST

None

The Clerk provided an introduction to the Public Meeting which disclosed the purpose of the meeting, that comments expressed and written material presented are a matter of public record available for full disclosure and that if a member of the public wished to be notified of a decision on applications being heard this evening that a written request must be submitted to the Municipality.

**7:00 p.m. – Application for Zoning By-law Amendment (ZBA 9/2019) 3900
Elginfield Road**

Planner Stephanie Poirier advised that the above application was deemed complete on August 6, 2019 and circulated to agencies as well as property owners in accordance to the requirements of the Planning Act.

Description of Land:

Con 5 ECR Part Lot 17
RP 22R2680 Part 1
3900 Elginfield Rd
Twp of McGillivray
Owner: Parkhill Meats Ltd

The purpose of the Temporary Use Zoning By-law (ZBA 9-2019) is to allow a storage container and mobile office trailer to be located in the front yard on a rural industrial parcel of land for a period of three years for the purpose of temporarily accommodating an increased amount of employees and additional storage until a building expansion is completed. In order to recognize the Temporary Use, the lands will be rezoned from 'Rural Industrial (M3) Zone' to 'Rural Industrial Exception 12 (M3-12 (t) Zone' for a period of three years. When the Temporary Use By-law expires after three years' time, the lands will return to the 'Rural Industrial (M3) Zone.

WRITTEN OR ORAL SUBMISSIONS

- ABCA –No concerns
- North Middlesex Building Department – None
- Public Comments – none
- Oral Submissions at meeting – None

Staff advised that storage containers are permitted accessory use within the Rural Industrial (M3) Zone in the rear or interior side yard. The purpose of the temporary use in regards to the storage container is to allow it to be located in the front yard in close proximity to the existing building. The storage container and the mobile office trailer will not be stacked, and will not exceed 3m in height. Staff note that with the exception of the placement of the structure in the front yard, it is in conformity with the requirements of the Zoning By-law for this use.

Staff noted that a mobile office trailer is not a use that is currently permitted within the Rural Industrial (M3) Zone. The official plan states that the Municipality may pass a

temporary use by-law to allow a use otherwise prohibited by the Zoning By-law subject to criteria. Staff are of the opinion that the use is compatible with the existing use on the property and the surrounding land uses.

Council asked very general questions about the current operation of the facility and were responded to by the applicant.

MOTION P10/2019

MOIR/NICHOL: That Zoning By-law Amendment No. ZBA 09/2019 to rezone the lands from Rural Industrial (M3) Zone to Rural Industrial Exception 12 (M3-12(t)) be **APPROVED** for a period of 3 years as the application satisfies the requirements of the Planning Act and:

- Consistency with the Provincial Policy Statement would be maintained
- Conformity with the County of Middlesex Official Plan would be maintained
- Conformity with the Municipality of North Middlesex Official Plan would be maintained
- Conformity with the Municipality of North Middlesex Zoning By-law would be maintained.

CARRIED

The By-law will be given all three readings during the regular meeting. In addition, it was noted that there is a twenty day appeal period which will apply from the date of notice of the passage of the Zoning By-law.

ADJOURNMENT

MOTION P11/2019

MCLINCHEY/KEOGH: That the Public Meeting adjourn to Regular Meeting at 7:11 p.m.

CARRIED

MAYOR

CLERK