

The Corporation of the Township of Malahide

November 4, 2021 – 7:30 p.m.

Virtual Meeting - <https://youtu.be/DBbf3KuGvNs>

Due to COVID 19 and Public Health concerns, the Malahide Township Council met at the Malahide Community Place, at 12105 Whittaker Road, Springfield, at 7:30 p.m. in order to allow for physical distancing. No public attendance was permitted. The following were present:

Council: Mayor D. Mennill, Deputy Mayor D. Giguère, Councillor M. Widner, Councillor M. Moore, Councillor R. Cerna, Councillor S. Lewis, and Councillor C. Glinski.

Staff: Chief Administrative Officer A. Betteridge, Clerk A. Adams, Director of Fire and Emergency Services J. Spoor, Director of Finance A. Boylan, and IT Manager C. Coxen.

CALL TO ORDER:

Mayor Mennill took the Chair and called the meeting to order at 7:30 p.m.

- Welcome new Director of Finance/Treasurer

The Mayor welcomed the new Director of Finance/Treasurer, Adam Boylan, to the Township and indicated that the Council was looking forward to working with him.

DISCLOSURE OF PECUNIARY INTEREST and the General Nature thereof:

Councilor Moore disclosed a pecuniary interest with respect to Council Agenda Item I (ii) "Third Reading of Simpson Drain Reassessment". The nature of the conflict being that the Simpson Drain runs through his property.

MINUTES:

No. 21-478

Moved by: Rick Cerna

Seconded by: Max Moore

THAT the minutes of the regular meeting of the Council held on October 21, 2021 be adopted as printed and circulated.

Carried.

PRESENTATIONS/DELEGATIONS/PETITIONS:

- Public Meeting – Zoning Application of Patricia Zimmer, relating to Part Lots 11 and 12, Concession 8, Geographic Township of Malahide.

No. 21-479

Moved by: Mark Widner

Seconded by: Dominique Giguère

THAT the Public Meeting concerning the Zoning By-law Amendment

Application of Patricia Zimmer, relating to the property located at Lots 11 and 12, Concession 8, be called to order at 7:34p.m.

Carried.

Mayor Mennill advised that the purpose of this Public Meeting is to consider an application to amend the zoning of the subject property located at 49408 Glencolin Line to Agricultural A2 and Agricultural A4.

The agent of the application, Don Ferguson, provided an overview of the application. This application is a result of a Land Division Committee (Application No. E22/21). The subject Zoning By-law Amendment will place the retained/remnant farm property into the "Agricultural (A2) Zone" so to prohibit the establishment of any subsequent dwelling. The Amendment will also place the severed dwelling property into the "Small Lot Agricultural (A4) Zone".

Mr. Ferguson advised the report from staff was comprehensive, complete and accurate. This application is a zoning request to comply with the severance application that was approved.

Mayor Mennill asked the Clerk to advise and confirm on the method and date of notice given for this meeting. The Clerk advised that this public meeting was advertised in the Aylmer Express on October 13 and 20, 2021. In addition, affected property owners within 120 meters were sent a notice by prepaid first class mail that was posted at least twenty days prior to this meeting.

The CAO advised that correspondence was received from Catfish Creek Conservation Authority indicating no objections.

Mayor Mennill asked if any Council Members wished to make any comments regarding the application and there were none.

Mayor Mennill advised that the Council will consider all comments received when making its final decision on the application.

No. 21-480

Moved by: Mark Widner

Seconded by: Rick Cerna

THAT the Public Meeting relating to Zoning By-law Amendment Application of Patricia Zimmer, relating to the property located at Lots 11 and 12, Concession 8, be adjourned and the Council meeting reconvene at 7:35 p.m.

Carried.

No. 21-481

Moved by: Scott Lewis

Seconded by: Dominique Giguère

THAT Report No. DS-21-51 entitled "Zoning By-law Amendment Application of Patricia Zimmer" be received;

AND THAT the Zoning By-law Amendment Application No. D14-Z12-21 of Patricia Zimmer (Authorized Agent: Donald M. Ferguson c/o Ferguson DiMeo Law), relating to the property located at Part of Lots 11 and 12, Concession 8, and known municipally as 49408 Glencolin Line, BE APPROVED for the reasons set out in this Report.

Carried.

No. 21-482

Moved by: Scott Glinski

Seconded by: Scott Lewis

THAT By-law No. 21-80 being a By-law to amend Zoning By-law No. 18-22 insofar as it relates to the property owned by Patricia Zimmer, located at Lots 11 and 12,

Concession 8, be given first, second and third readings, and properly signed and sealed.

Carried.

The Mayor thanked Mr. Ferguson and he retired from the meeting.

Presentation – Tracey McQueen and Terry Alyman of McQueen Galloway Associates, Parks and Rec Master Plan.

Tracey McQueen and Terry Alyman of McQueen Galloway Associates appeared before the Council to present the Parks and Rec Master Plan.

Mr. Alyman reviewed highlights of the master plan and what they heard from residents and what consideration was given. A situational report was provided on August 12th for Councils approval which included a series of findings. From that report the consultants got theme's of where the draft master plan would lead them. The consultants took the recommendations and rationale and tabled it on September 12th for Council review and comments. On October 7th the draft master plan as amended by Council was distributed for public input and has lead to tonight to present the master plan. Mr. Alyman reviewed the master plan's highlights. There were 9 people that submitted the survey on the Township website and the presentation had the summarized ideas. Mr. Alyman believed this is a sign of contentment. The consultants don't believe it needs to be altered from the existing recommendations in the draft master plan.

No. 21-483

Moved by: Max Moore

Seconded by: Mark Widner

THAT Report No. PW-21-57 entitled "Comprehensive Parks and Recreation master Plan" be received;

AND THAT Council endorse the attached Comprehensive Parks and Recreation Master Plan prepared by McQueen Galloway Associates and GSP Group, in principle; (or as amended)

AND THAT staff be directed to consider the Comprehensive Parks and Recreation Master Plan recommendations within their annual business plans over the next ten years, for future Council approval;

AND THAT staff be directed to update the Township's long-term capital forecast for future consideration by the Budget Committee / Council.

Carried.

The Mayor thanked Ms. McQueen and Mr. Alyman for their presentation and they retired from the meeting.

Presentation – Mandy Murphy, on behalf of residents on Crossley Hunter Line regarding traffic concerns on Crossley Hunter Line.

Mandy Murphy, on behalf of residents on Crossley Hunter Line, appeared before the Council to express her concerns regarding traffic on Crossley Hunter Line at Dorchester Road for pedestrians. She would like to revisit these concerns as there have been some changes in the last few years that she believes warrants a review as many young families have moved into the area. There is an increased number of residents who are using the highways for walking and biking. The speed limit is 80km/h although the average speed is faster. There is a higher volume of traffic on Dorchester Road and there are sight line issues when turning onto Crossley Hunter Line. With these multiple factors together that she listed including lots of young families using the roadways for walking and biking, a busy corner, lots of slow-moving farm equipment and the school expanding to grade 8 warrant the need for change.

Councilor Widner did agree the problems are everywhere in the Township and would like staff to look at this issue again.

No. 21-484

Moved by: Scott Lewis

Seconded by: Mark Widner

THAT the presentation received from Mandy Murphy, on behalf of the residents on Crossley-Hunter Line, regarding traffic concerns on Crossley Hunter Line at Dorchester Road be received.

AND THAT the presentation be referred to Municipal Staff for a report back to the Council at a future meeting.

Carried.

The Mayor thanked Ms. Murphy for her presentation and she retired from the meeting.

REPORTS:

Director of Fire and Emergency Services

- Emergency Management – Ice Breaking Services

No. 21-485

Moved by: Scott Lewis

Seconded by: Mark Widner

THAT Report No. F-21-14 entitled “Emergency Management – Ice Breaking Services” be received;

THAT Malahide Township, as the benefiting municipality, does hereby accept the quotation submitted by Laemers Excavating to provide Ice Breaking Services in Port Bruce from January 1 to March 31, 2022;

AND THAT the long arm excavator will be on site in Port Bruce within 1 hour of the time of notification from January 1 to March 31, 2022 with a working hourly rate of \$190.00 per hour.

Carried.

Chief Administrative Officer

- Second Follow-Up Report: Municipal Modernization Program – Intake 2

No. 21-486

Moved by: Chester Glinski

Seconded by: Scott Lewis

THAT Report No. CAO-21-15 entitled “Second Follow-Up Report: Municipal Modernization Program – Intake 2” be received for information;

AND THAT the Township CAO be directed to formally issue written correspondence to the Councils of the Municipality of Bayham and the Town of Aylmer seeking their respective willingness to explore a possible “Development Approvals Service Business Plan and Electronic Processing” through the Province’s Municipal Modernization Program – Intake 2.

Carried.

CORRESPONDENCE:**No. 21-487****Moved by: Mark Widner****Seconded by: Max Moore****THAT the following correspondence be noted and filed:**

1. **Association of Municipalities of Ontario - Watch File – dated October 21 and 28, 2021.**
2. **Municipality of Chatham-Kent – Resolution requesting local school boards to plan a Professional Development Day on Municipal Election Day, October 24, 2022, due to the use of some schools as polling stations.**
3. **Ontario Good Roads Association - Correspondence calling for nominations to join the 2022-2023 Good Roads Board of Directors.**
4. **Municipality of Central Elgin Planning Notices:**
 - **Zoning By-law Amendment**
 - **173 William Street, Port Stanley.**
 - **Belmont Estates Phase 6.**
 - **400 Sunset Drive.**
 - **Official Plan Amendment**
 - **400 Sunset Drive.**
 - **173 William Street, Port Stanley.**
5. **County of Oxford – Official Plan Review – Agricultural Policies.**

Carried.**BY-LAWS:**

By-law No. 21-64 – Candy Drain Branch No. 4

No. 21-488**Moved by: Rick Cerna****Seconded by: Dominique Giguère****THAT By-law No. 21-64 being a By-law to provide for Drainage works on the Candy Drain Branch No. 4, be read a third time, finally passed, and be properly signed and sealed.****Carried.**

Councillor Moore disclosed a pecuniary interest with respect to Council Agenda Item I (ii) "Third Reading of Simpson Drain Reassessment". He retired from the meeting and abstained from all discussions and voting on the matter.

By-law No. 21-65 – Simpson Drain Reassessment

No. 21-489**Moved by: Scott Lewis****Seconded by: Chester Glinski****THAT By-law No. 21-65 being a By-law to provide for Drainage works on the Simpson Drain Reassessment, be read a third time, finally passed, and be properly signed and sealed****Carried.**

Councillor Moore resumed his seat at the Council table.

By-law No. 21-79 – Kettle Creek Landscaping Limited Agreement for Facility and Sidewalk Winter Maintenance

No. 21-490
Moved by: Rick Cerna
Seconded by: Mark Widner

THAT By-law No. 21-79 being a By-law to enter into an agreement with Kettle Creek Landscaping Limited for Community Facility and Municipal Sidewalk Winter Maintenance be given first, second and third readings, and be properly signed and sealed.

Carried.

CLOSED SESSION:

No. 21-491
Moved by: Max Moore
Seconded by: Rick Cerna

THAT Council move into Closed Session at 8:21p.m., pursuant to Section 239(2) of the Municipal Act, 2001, as amended, to discuss the following:

- (i) Labour Relations or Employee Negotiations relating to Public Works.**
- (ii) Labour Relations or Employee Negotiations relating to Building/Planning/By-law Services.**

Carried.

No. 21-492
Moved by: Rick Cerna
Seconded by: Mark Widner

THAT Council move out of Closed Session and reconvene at 8:45p.m. in order to continue with its deliberations.

Carried.

The Mayor advised that during the Closed Session, the Council provided direction to the Municipal Staff regarding a Labour relations or employee negotiations relating to public works. There is nothing further to report.

The Mayor advised that during the Closed Session, the Council provided direction to the Municipal Staff regarding a Labour relations or employee negotiations relating to Building/Planning/By-law Services. There is nothing further to report.

CONFIRMATORY:

No. 21-493
Moved by: Rick Cerna
Seconded by: Max Moore

THAT By-law No. 21-84, being a Confirmatory By-law, be given first, second and third readings, and be properly signed and sealed.


Carried.

ADJOURNMENT:


No. 21-494
Moved by: Chester Glinski
Seconded by: Mark Widner

**THAT the Council adjourn its meeting at 8:47p.m. to meet again on November 18, 2021,
at 7:30 p.m.**

Carried.



Mayor – D. Mennill



Clerk – A. Adams