

The Corporation of the Township of Malahide REGULAR COUNCIL MEETING AGENDA November 2, 2023 – 7:30 p.m.

Springfield & Area Community Services Building – Council Chambers 51221 Ron McNeil Line, Springfield & via Zoom

- (A) Call Meeting to Order
- (B) Disclosure of Pecuniary Interest
- (C) Approval of Previous Minutes RES 1
- (D) Presentations/Delegations/Petitions
- (E) Reports of Departments
 - (i) Director of Fire & Emergency Services
 - (ii) Director of Public Works
 - (iii) Director of Corporate Services/Treasurer
 - (iv) Clerk -2024 Council Meeting Schedule **RES 2**
 - (v) Building/Planning/By-law
 - (vi) CAO

 EECC Joint Board Request Re: 2024 Canada Day Expenditure Allocation RES 3
- (F) Reports of Committees/Outside Boards **RES 4**
 - (i) East Elgin Community Complex Board of Management Minutes September 28, 2023
 - (ii) Catfish Creek Conservation Authority February 17, 2022 Flood Mitigation Efforts to Date – Report October 3, 2023

(G) Correspondence RES 5

- 1. Association of Municipalities of Ontario WatchFile –October 19, 2023 and October 26, 2023
- 2. Elgin County Council Highlights October 24, 2023
- 3. County of Elgin Request for support for grant application submitted by County of Elgin
- 4. County of Elgin Ontario Natural Gas Expansion Program Opportunity to provide feedback
- 5. Elgin County Resolution in Support of Updating the Municipal Freedom of Information and Protection of Privacy Act
- 6. 2024 ROMA Conference Registration Details
- 7. Catfish Creek Conservation Authority 10-year Strategic Plan Consultation Survey
- 8. Town of Aylmer Town of Aylmer 2023 Growth Projections Update
- 9. Town of Aylmer Zoning By-law Amendment Notice of Passing 431 John Street South
- 10. Town of Rainy River Water Treatment Training
- 11. Corporation of the Township of The Archipelago Cigarette Producer Responsibility
- (H) Other Business
- (I) By-laws
- (J) Closed RES 6-7
 - (i) A proposed or pending acquisition or disposition of land by the municipality or local board –Boundary Expansion. (Section 239(2)(c))
 - (ii) Personal matters about an identifiable individual, including municipal or local board employees. (Section 239 (2)(b))
 - (iii) Advice that is subject to solicitor client privilege, including communications necessary for that purpose relating to the EECC. (Section 239(2)(f))
- (K) Confirmatory By-law RES 8
- (L) Adjournment RES 9

PLEASE NOTE that the draft resolutions provided below DO NOT represent decisions already made by the Council. They are simply intended for the convenience of the Council to expedite the transaction of Council business. Members of Council will choose whether or not to move the proposed draft motions and the Council may also choose to amend or defeat them during the course of the Council meeting.

- 1. THAT the minutes of the regular and special meeting of Council held on October 19, 2023 be adopted as printed and circulated.
- THAT Report No. CLERK-23-05 entitled "2024 Council Meeting Schedule" be received;

AND THAT the attached Council Meeting Schedule for the 2024 calendar year be approved and posted to the municipal website.

3. THAT Report No. CAO-23-14 entitled "EECC Joint Board Request Re: 2024 Canada Day Expenditure Allocation" be received;

AND THAT Malahide Council authorize the allocation of \$5,000 as the portion of expenses to be incurred by the Township of Malahide to host 2024 Canada Day Celebrations at the EECC, as recommended by EECC Board Resolution No. 39-23.

- 4. THAT the following Reports of Committees/Outside Boards be noted and filed:
 - (i) East Elgin Community Complex Board of Management Minutes September 28, 2023
 - (ii) Catfish Creek Conservation Authority February 17, 2022 Flood Mitigation Efforts to Date – Report October 3, 2023
- 5. THAT the following correspondence be noted and filed:
 - 1. Association of Municipalities of Ontario WatchFile –October 19, 2023 and October 26, 2023
 - 2. Elgin County Council Highlights October 24, 2023
 - 3. County of Elgin Request for support for grant application submitted by County of Elgin
 - 4. County of Elgin Ontario Natural Gas Expansion Program Opportunity to provide feedback
 - 5. Elgin County Resolution in Support of Updating the Municipal Freedom of Information and Protection of Privacy Act
 - 6. 2024 ROMA Conference Registration Details

- 7. Catfish Creek Conservation Authority 10-year Strategic Plan Consultation Survey
- 8. Town of Aylmer Town of Aylmer 2023 Growth Projections Update
- 9. Town of Aylmer Zoning By-law Amendment Notice of Passing 431 John Street South
- 10. Town of Rainy River Water Treatment Training
- 11. Corporation of the Township of The Archipelago Cigarette Producer Responsibility
- 6. THAT Council move into Closed Session at _____ p.m., pursuant to Section 239(2) of the Municipal Act, 2001, as amended, to discuss the following:
 - (i) A proposed or pending acquisition or disposition of land by the municipality or local board –Boundary Expansion. (Section 239(2)(c))
 - (ii) Personal matters about an identifiable individual, including municipal or local board employees. (Section 239 (2)(b))
 - (iii) Advice that is subject to solicitor client privilege, including communications necessary for that purpose relating to the EECC. (Section 239(2)(f))
- 7. THAT Council move out of Closed Session and reconvene at _____ p.m. in order to continue with its deliberations.
- 8. No.23-74, being a Confirmatory By-law, be given first, second and third readings, and be properly signed and sealed.
- 9. THAT the Council adjourn its meeting at _____ p.m. to meet again on November 16, 2023, at 7:30 p.m.

The Corporation of the Township of Malahide

October 19, 2023 – 7:30p.m.

Virtual Meeting – <u>https://youtu.be/kPibP7W_i3E</u>

The Malahide Township Council met at the Springfield & Area Community Services Building, at 51221 Ron McNeil Line, Springfield, at 7:30p.m. The following were present:

Council: Mayor D. Giguère, Deputy Mayor M. Widner, Councillor S. Leitch, Councillor J. Wilson, Councillor R. Cerna, Councillor S. Lewis, and Councillor C. Glinski.

Staff: Chief Administrative Officer N. Dias, Clerk A. Adams, Director of Corporate Services A. Boylan, Director of Fire & Emergency Services J. Spoor, Director of Public Works J. Godby, and By-law Enforcement Officer S. Miller.

Also Present: Eric Steele– Monteith Brown

CALL TO ORDER:

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

DISCLOSURE OF PECUNIARY INTEREST and the General Nature thereof:

N/A

MINUTES:

No. 23-421 Moved By: Rick Cerna Seconded By: Sarah Leitch

THAT the minutes of the regular meeting of Council held on October 5, 2023 be adopted as printed and circulated.

Carried

PRESENTATIONS/DELEGATIONS/PETITIONS:

N/A

REPORTS OF DEPARTMENTS:

Director of Fire & Emergency Services

- Emergency Services Activity Report – Quarterly Report (July-September)

No. 23-422 Moved By: John H. Wilson Seconded By: Sarah Leitch

THAT Report No. F-23-07 entitled "Emergency Services Activity Report – Quarterly Report (July-September) be received.

Carried

Director of Public Works

- Talbot Trail ATV Club – Recognized Agency Agreement

No. 23-423 Moved By: Mark Widner Seconded By: Scott Lewis

THAT Report No. PW-23-58 entitled "Talbot Trail ATV Club – Recognized Agency Agreement" be received;

AND THAT the Mayor and Clerk be authorized to execute an amendment to the term of the Recognized Agency Agreement with the Talbot Trail ATV Club for the purpose of ensuring continued compliance with Malahide's Off-Road Vehicles By-Law 17-51.

Carried

BUILDING/PLANNING/BY-LAW

- Application for Consent to Sever No. E70-23 of Henry Hiebert

No. 23-424 Moved By: Scott Lewis Seconded By: John H. Wilson

THAT Report No. DS-23-31 entitled "Application for Consent to Sever No. E70-23 of Henry Hiebert" be received;

AND THAT the Application for Consent to Sever No. E70-23 of Henry Hiebert, relating to the property located at Part South 1/2 Lot 33, Concession 4 Malahide, As in

E295562, Save & Except Part 1 Plan 11R10982, and known municipally as 53008 Calton Line, <u>not be supported</u> for the reasons set out in this Report;

AND THAT this report be forwarded to the Land Division Committee for its review and consideration.

Carried

- Livestock at Large By-law

No. 23-425 Moved By: Mark Widner Seconded By: Sarah Leitch

THAT Report No. BL-23-01 entitled "Livestock at Large By-law" be received;

AND THAT By-law 23-73 being a By-law to regulate and prohibit livestock running at large be approved by Council.

Carried

REPORTS OF COMMITTEES/OUTSIDE BOARDS:

No. 23-426 Moved By: Rick Cerna Seconded By: Chester Glinski

THAT the following Reports of Committees/Outside Boards be noted and filed:

(i) Long Point Region Conservation Authority – Minutes September 6, 2023

Carried

CORRESPONDENCE:

No. 23-427 Moved By: Scott Lewis Seconded By: Sarah Leitch

THAT correspondence item #5 be supported and the remaining correspondence be noted and filed:

- 1. Association of Municipalities of Ontario WatchFile –October 5, 2023 and October 12, 2023
- 2. Elgin County Council Highlights October 10, 2023

- 3. Southwestern Public Health Media Release Inviting High Risk Community Members for New Covid-19 Vaccine Formulation
- 4. Town of Cobourg Council support for Township of Puslinch resolution regarding Illegal Land Use Enforcement
- 5. Municipality of Bluewater Childcare availability in Ontario

Carried

OTHER BUSINESS:

N/A

BY-LAWS:

No. 23-428 Moved By: Rick Cerna Seconded By: Sarah Leitch

THAT the following by-laws be considered read a first, second and third reading and properly signed and sealed:

(i) By-law No. 23-70–ATV Agreement with Talbot Trail ATV Club Amendment
(ii) By-law No. 23-68-Fehr Rezoning-8483 Imperial Road
(iii)By-law No. 23-73-Livestock at Large

Carried

CLOSED: N/A

CONFIRMATORY:

No. 23-429 Moved By: Scott Lewis Seconded By: Rick Cerna

THAT By-law No.23-71, being a Confirmatory By-law, be given first, second and third readings, and be properly signed and sealed.

Carried

ADJOURNMENT:

No. 23-430 Moved By: Mark Widner Seconded By: Chester Glinski

THAT Council adjourn its meeting at 7:56p.m. to meet again on November 2, 2023, at 7:30p.m.

Carried

Mayor – D. Giguère

Clerk – A. Adams

The Corporation of the Township of Malahide

Special Council Meeting

October 19, 2023 – 4:30p.m.

The Malahide Township Council met at the Springfield & Area Community Services Building, at 51221 Ron McNeil Line, Springfield, at 7:30p.m. The following were present:

Council: Mayor D. Giguère, Deputy Mayor M. Widner, Councillor S. Leitch, Councillor J. Wilson, Councillor R. Cerna, Councillor S. Lewis, and Councillor C. Glinski.

Staff: Chief Administrative Officer N. Dias, Clerk A. Adams, Director of Corporate Services A. Boylan, Director of Fire & Emergency Services J. Spoor, and Director of Public Works J. Godby

Also Present: Lori Nemeth – Facilitator

CALL TO ORDER:

Mayor Giguère took the Chair and called the meeting to order at 4:39p.m.

DISCLOSURE OF PECUNIARY INTEREST and the General Nature thereof:

N/A

COMMITTEE OF THE WHOLE:

No. 23-416 Moved By: Rick Cerna Seconded By: Chester Glinski

THAT Council move into a Committee of the Whole meeting for strategic planning presentations and discussions;

AND THAT the rules of Procedural By-law 17-97 be temporarily suspended during the Committee of the Whole meeting;

AND THAT the following process governing the Committee of Whole be adopted:

- The Committee of the Whole Session will be Chaired by the facilitator;
- The facilitator will provide direction to the participants on when and how to present or contribute to the discussions;
- Only the participants will present or contribute to the discussions. Members of the public in attendance will not be permitted to present or contribute to the discussions;

- The participants will include Malahide Council and Township senior staff;
- Malahide's code of conduct remains in effect.

AND THEREFORE, BE IT RESOLVED THAT the Committee of the Whole meeting relating to strategic planning be called to order at 4:40p.m.;

AND THAT Lori Nemeth be appointed chairperson/facilitator of the "Committee of the Whole".

Carried

Facilitator Nemeth provided an overview of the phases that have occurred in the strategic plan process. She indicated the current phase of the process and the intent to determine the strategic plan framework so that it can then be validated in the next stage.

Facilitator Nemeth led a discussion of community group survey results of and the common themes amongst them.

Staff and Council provided an overview of common themes when they met with other lower tier municipalities in Elgin regarding their vision, priorities and the challenges they are facing.

Council and Staff were asked to identify and quantify main concepts and priorities to be included in the strategic plan framework.

Facilitator Nemeth confirmed the next stages of the strategic plan process.

ADJOURNMENT:

No. 23-417 Moved By: Rick Cerna Seconded By: Sarah Leitch

THAT the Committee of the whole meeting for the Township of Malahide be adjourned and that the Council meeting reconvene at 6:57p.m.

No. 23-418 Moved By: John H. Wilson Seconded By: Scott Lewis

THAT the temporarily suspended rules of Procedural By-law 17-97 be restored

Carried

CONFIRMATORY:

No. 23-419 Moved By: Mark Widner Seconded By: Sarah Leitch

THAT By-law No.23-72, being a Confirmatory By-law, be given first, second and third readings, and be properly signed and sealed.

Carried

No. 23-420 Moved By: Mark Widner Seconded By: Chester Glinski

THAT the special meeting of Council be adjourned at 6:57p.m.

Carried

Mayor – D. Giguère

Clerk – A. Adams



Report to Council

REPORT NO.:CLERK-23-05DATE:November 2, 2023ATTACHMENT:Proposed 2024 Council ScheduleSUBJECT:2024 Council Meeting Schedule

Recommendation:

THAT Report No. CLERK-23-05 entitled "2024 Council Meeting Schedule" be received;

AND THAT the attached Council Meeting Schedule for the 2024 calendar year be approved and posted to the municipal website.

Background:

Section 6.1 of the Council's Procedural By-law No. 17-97 requires that, prior to the first meeting in each calendar year, the Council shall establish a schedule of all regular Council meeting dates for such calendar year. The schedule shall include the date, time and location of the meetings and shall be posted on the municipal website at the beginning of each year.

Comments/Analysis:

Planning matters, reports, delegations and meeting notices require 2024 meeting dates to be set by Council. Setting Regular Council meeting dates provides transparent and accountable governance.

The proposed 2024 regular Council meeting schedule is attached. There are no changes required for the 2024 schedule in order to facilitate statutory holidays and/or conferences. This schedule follows precedent of previous years in that the second meeting in August has been cancelled.

The attached schedule proposes to remove one meeting in January. This proposed change is a result of the last meeting in 2023 being scheduled for December 21st followed by Christmas holidays with no opportunity to produce substantial content or time to publish an agenda.

Financial Implications to Budget:

Submitted by:	Approved for Council:
Allison Adams, Manager of Legislative	Nathan Dias,
Services/Clerk	Chief Administrative Officer

2024 SCHEDULE OF COUNCIL MEETINGS

MEETING DATE	START TIME
Thursday, January 4, 2024 *cancelled	7:30 P.M.
Thursday, January 18, 2024	7:30 P.M.
Thursday, February 1, 2024	7:30 P.M.
Thursday, February 15, 2024	7:30 P.M.
Thursday, March 7, 2024	7:30 P.M.
Thursday, March 21, 2024	7:30 P.M.
Thursday, April 4, 2024	7:30 P.M.
Thursday, April 18, 2024	7:30 P.M.
Thursday, May 2, 2024	7:30 P.M.
Thursday, May 16, 2024	7:30 P.M.
Thursday, June 6, 2024	7:30 P.M.
Thursday, June 20, 2024	7:30 P.M.
Thursday, July 4, 2024	7:30 P.M.
Thursday, July 18, 2024	7:30 P.M.
Thursday, August 1, 2024	7:30 P.M.
Thursday, September 5, 2024	7:30 P.M.
Thursday, September 19, 2024	7:30 P.M.
Thursday, October 3, 2024	7:30 P.M.
Thursday, October 17, 2024	7:30 P.M.
Thursday, November 7, 2024	7:30 P.M.
Thursday, November 21, 2024	7:30 P.M.
Thursday, December 5, 2024	7:30 P.M.
Thursday, December 19, 2024	7:30 P.M.



Report to Council

REPORT NO.: CAO-23-14

DATE: November 2, 2023

ATTACHMENTS: Town of Aylmer Report CLRK 54-23

SUBJECT: EECC JOINT BOARD REQUEST RE: 2024 CANADA DAY EXPENDITURE ALLOCATION

Recommendation:

THAT Report No. CAO-23-14 entitled "EECC Joint Board Request Re: 2024 Canada Day Expenditure Allocation" be received;

AND THAT Malahide Council authorize the allocation of \$5,000 as the portion of expenses to be incurred by the Township of Malahide to host 2024 Canada Day Celebrations at the EECC, as recommended by EECC Board Resolution No. 39-23.

Background:

At its September 28, 2023, Regular Meeting the East Elgin Community Complex Board ("EECC Board") considered Report No. OPNS 05-23 authored by Danielle Broer, EECC/Parks Coordinator and entitled "Event Final: 2023 Canada Day Celebrations".

The purpose of this report was to inform the EECC board of the 2023 Canada Day Celebrations and to seek approval for funding to facilitate timely event planning for future Canada Day events.

Following discussion, the EECC Board passed the following:

"Resolution No. 39-23

Moved by Member Barbour and seconded by Member Vanraes:

That Report OPNS 05-23 entitled Event Final: 2023 Canada Day Celebrations – final report be received for information; and

That this report be forwarded to the Township of Malahide and Town of Aylmer councils for (pre)budget approval to facilitate timely event planning for future events."

Comments/Analysis:

Section 8.1 of The Terms of Reference (ToR) for the EECC Board provides that:

The Township of Malahide and the Town of Aylmer agree to fund the net cost of operations of the EECC equally. The net cost of operations shall be the difference between the revenues and expenditures of the EECC as determined and approved with the adoption of the annual EECC budget by the two Municipal Councils.

The expenditure allocation of \$5,000 to be incurred by the Township of Malahide represents 50% shared costs of \$10,000 to the 2024 EECC budget to host 2024 Canada Day Celebrations.

Financial Implications to Budget:

\$5,000 will be incurred by the Township of Malahide in 2024 as a municipal contribution to the EECC.

Submitted and Approved by:

Nathan Dias, Chief Administrative Officer



Alternative formats and communication support available upon request.

Please contact clerks@town.aylmer.on.ca or 519-773-3164 for assistance.

Date	October 18, 2023
То	Council – November 1, 2023
From	Josh Brick, Director of Corporate/Legislative Services/Clerk
Report No.	54-23
Report Title	EECC Canada Day 2024 – Expenditure Approval

Recommendation

That Report CLRK 54-23, entitled EECC Canada Day 2023 – Expenditure is received for information; and,

That Council approves the allocation of \$10,000 for the EECC to host the 2024 Canada Day Celebrations, as recommended by EECC Board Resolution No. 39-23.

Background

At their Regular Meeting on September 28, 2023, the EECC Board passed the below resolution:

Resolution No. 39-23

Moved by Member Barbour and seconded by Member Vanraes:

That Report OPNS 05-23 entitled Event Final: 2023 Canada Day Celebrations – final report be received for information; and

That this report be forwarded to the Township of Malahide and Town of Aylmer councils for (pre)budget approval to facilitate timely event planning for future events. The motion is Carried.

Analysis

The purpose of this report is to satisfy the second clause of the Resolution No. 39-23. Report OPNS 05-23 is attached to this report for information.

Financial Impact

The \$10,000 event allocation referenced in the Report OPNS 05-23 would be jointly funded by the Town of Aylmer and the Township of Malahide in accordance with the EECC Board Terms of Reference. Specifically, the Town of Aylmer would be responsible for contributing \$5000.

Strategic Priorities

This report supports the goals and objectives set out in <u>Council's Strategic Pillars</u>. The goal(s) it supports include: Pillar Five – Public Service Excellence.

Conclusion

Staff are recommending that Council approves the allocation of \$10,000 (it being noted that the Town would be responsible for \$5000) for the EECC to host the 2024 Canada Day Celebrations, as recommended by EECC Board Resolution No. 39-23.

Respectfully submitted,

Josh Brick Director of Corporate/Legislative Services/Clerk

Reviewed by Andy Grozelle, Chief Administrative Officer

Appendix

Attachments

1. Attachment A: Report OPNS 05-23 - Canada Day 2023

Follow Up

In adopting this report, what follow up action is required?

⊡By-law

□Agreement(s)/document(s) to be signed by Mayor and/or Clerk

□Social media/Website update or communication

 \Box Other communication – Specify:



East Elgin Community Complex Board of Management Minutes September 28, 2023 – 7:00 p.m. EECC Blueline Room

The East Elgin Community Complex Board of Management met at 7:00 p.m.with the following present:

Aylmer Council: Mayor J. Couckuyt, Deputy Mayor P. Barbour, Councillor K. Desrosiers, Councillor A. Oslach, Councillor W. Vanraes

Malahide Council: Mayor D. Giguère, Deputy Mayor M. Widner, Councillor R. Cerna, Councillor C. Glinski, Councillor S. Leitch, Councillor S. Lewis, Councillor J.H. Wilson

Staff: Aylmer Chief Administrative Officer A. Grozelle, Aylmer Director of Corporate Services/ Clerk J. Brick, Aylmer Director of Financial Services/ Treasurer H. Sachs, Aylmer Director of Operations R. Johnson, Malahide Clerk A. Adams, Malahide Treasurer A. Boylan, Malahide Chief Administrative Officer N. Dias.

Absent: Councillor J. Rauhe, Councillor J. Chapman (With Notice).

1. WELCOME - Chair - Mayor Couckuyt

2. CONFIRMATION OF AGENDA

Member Wilson arrived at 7:14 pm.

(a) Confirmation of Agenda

Resolution No. 37-23

Moved by Member Giguere and seconded by Member Glinski:

Member Oslach requested a recorded vote: Member Glinksi - Yea Member Desrosiers - Yea Member Giguere - Yea Member Vanraes - Nav Member Lewis - Yea Member Barbour - Nav Member Widner - Yea Member Leitch - Yea Member Cerna - Yea Chair Couckuyt - Nay Member Oslach - Nay Member Wilson - Yea That the Board adopts the Agenda for the meeting of September 28, 2023 by adding the following item: a) Verbal Update Regarding EECC Staff - pursuant to Section 239(2)(b) of the Municipal Act as the subject matter is related to personal matters about an identifiable individual, including municipal or local board employees.

By a vote of 8-4 the motion is Carried.

3. DECLARATION OF PECUNIARY INTEREST

4. **DELEGATIONS**

5. <u>APPROVAL OF PREVIOUS MINUTES</u>

(a) Minutes of the EECC Board Meeting held on April 26, 2023.

Resolution No. 38-23

Moved by Member Cerna and seconded by Member Desrosiers: That the minutes of the EECC Board Meeting held on April 26, 2023 be approved as presented.

The motion is Carried.

6. <u>ACTION ITEMS</u>

(a) EECC/ Parks Coordinator - Report OPNS 05-23 - 2023 Canada Day Celebrations

Resolution No. 39-23

Moved by Member Barbour and seconded by Member Vanraes: That Report OPNS 05-23 entitled Event Final: 2023 Canada Day Celebrations – final report be received for information; and That this report be forwarded to the Township of Malahide and Town of Aylmer councils for (pre)budget approval to facilitate timely event planning for future events.

The motion is Carried.

(b) Director of Financial Services - Report FIN 22-23 - EECC Operating & Capital Budget to Actual as of August 2023

Resolution No. 40-23

Moved by Member Leitch and seconded by Member Desrosiers: That Report FIN 22-23 entitled East Elgin Community Complex Quarterly Financial Summary Report – YTD August 2023 be received for information.

The motion is Carried.

(c) EECC Administrator - Report CAO 51-23 - EECC 2023 Capital Project Update

Resolution No. 41-23

Moved by Member Vanraes and seconded by Member Lewis: That Report CAO 51-23 respecting EECC 2023 Capital Project Update be received for information.

The motion is Carried.

(d) EECC Administrator - Report CAO 52-23 - EECC Facility Condition Assessment

Resolution No. 42-23

Moved by Member Barbour and seconded by Member Leitch: That Report CAO 52-23 respecting EECC Facility Condition Assessment, be received for information.

The motion is Carried.

(e) EECC Administrator - Report CAO 53-23 - User Fee Amendment – Summer/Training Ice

Resolution No. 43-23

Moved by Member Lewis and seconded by Member Cerna: That Report CAO 53-23 respecting User Fee Adjustment – Summer/Training Ice, be received for information; and That the EECC Board approve the proposed 2024 ice rates as presented and direct staff to utilize them for the preparation of the 2024 Operational Budget; and,

That notice of the EECC Boards intention to adopt User Fees for the 2024-2025 season be posted upon the EECC website.

The motion is Carried.

(f) EECC Administrator - Report CAO 54-23 - Revised Ice Allocation Policy

Resolution No. 44-23

Moved by Member Vanraes and seconded by Member Desrosiers: That Report CAO 54-23 respecting Revised Ice Allocation Policy, be received for information; and,

That the EECC Board approve the revised Ice Allocation Policy as attached to Report CAO 54-23.

The motion is Carried.

7. INQUIRIES BY MEMBERS

Member Widner inquired about the desiccant unit repair. The Director of Operations advised that it went well and was operating well.

Member Widner inquired about the new ice resurfacer. The Director of Operations advised that he will follow up on the delivery date and forward to the Board members.

Member Leitch inquired about delays with ice resurfacing during an Aylmer Spitfires game. The Director of Operations advised that he would look into the issue further.

Member Leitch inquired about a programming date that was moved for VON programming at the EECC. The Director of Operations advised that the VON was moved to accommodate the EECC closure schedule. Staff reached out directly to the VON and it was not possible to arrange an acceptable alternate time despite staffs best efforts. He confirmed that part of the programming is still available.

8. <u>CLOSED SESSION</u>

(a) <u>Addendum</u> - Verbal Update on Personal Matters about an Identifiable Individual.

Item closed to the public pursuant to Section 239(2)(b) of the Municipal Act, 2001 as amended as the subject matter is related to personal matters about an identifiable individual, including municipal or local board employees.

Resolution No. 45-23

Moved by Member Giguere and seconded by Member Widner: That the Board moves into a meeting closed to the public at 8:00 pm. pursuant to Section 239(2)(b) of the Municipal Act, 2001 as amended as the subject matter is related to personal matters about an identifiable individual, including municipal or local board employees.

The motion is Carried.

The Board recessed from 8:00 pm. until 8:07 pm.

Resolution No. 46-23

Moved by Member Glinksi and seconded by Member Cerna: That the Board rises from the meeting closed to the public at 8:43 pm. and reports the following: That the EECC Board gave direction to the Board Secretary (Clerk) regarding personal matters about an identifiable individual.

The motion is Carried.

9. ADJOURNMENT

(a) Adjournment

Resolution No. 47-23

Moved by Member Cerna and seconded by Member Glinski: That the Board do now adjourn at 8:45 p.m.

The motion is Carried.

Clerk

Mayor Couckuyt (Board Chair)

REPORT FA 81/2023	: To The Full Authority
FROM:	Dusty Underhill, General Manager / Secretary-Treasurer Peter Dragunas, Water Resources Technician
SUBJECT:	February 17, 2022 Flood Mitigation Efforts to Date
DATE:	October 3, 2023

PURPOSE:

To update CCCA Board Members and Malahide Council on steps taken in regards to flood mitigation and prevention since the February 17, 2022 flood.

DISCUSSION:

Staff at the CCCA have been very proactive in regards to our flood mitigation efforts. A lot was learned during the flood of February 17, 2022 and information and guidance has been steady since. Multiple inquiries and reports have been prepared. The mandated Ice Management plan is under review, flood line updates for both riverine and coastal flooding is almost complete and staff are looking into a HEC-HMS Model to better predict and provide more lead time heading into a major climatic event.

The following is an annotated list of issues of what has been accomplished to date by the CCCA in regards to flood mitigation and prevention.

- Continual monitoring/assessments of Catfish Creek riverine flooding and Lake Erie shoreline storm surge and wave uprush.
- Twenty Water Safety Watershed Condition Statements, two Flood Watch Watershed Condition Statements and one Flood Warning Watershed Condition statement issued since February 17, 2022.
- Resolved numerous inquiries from Port Bruce residents and Malahide Staff regarding the February 17, 2022 flood ice management/mitigation requests.
- Compiled inquiries from the Port Bruce Rate Payers Association (PBRA) regarding the February 17, 2022 flood and CCCA flood forecasting procedures and protocols.
- > CCCA February 17, 2022 flood analysis report.
- Attended the Port Bruce Flood Listening Session at the Malahide Community Complex.

- April 27, 2022 CCCA met with and provided answers to lan Jonson on behalf of the Port Bruce Rate Payers.
- Multiple meetings with the Port Bruce Rate Payers Association (PBRA) to outline and discuss the Authorities flood and ice mitigation procedures and programs.
- Compiled numerous responses to continued inquiries from the Port Bruce Rate Payers Association (PBRA), Port Bruce residents and Malahide Township regarding the CCCA flood forecasting procedures and protocols.
- Provided multiple PBRA Newsletter responses in regard to what the CCCA does (mandated to do) and what our role in flood forecasting and warning is.
- September 26, 2022 CCCA staff met with Adam Betteridge and Ryan DeSutter to discuss planning for the upcoming flood season. Parameters were set after proper consultation in regards to preferred mitigation equipment etc.
- September 27, 2022 a document was submitted in regards to Further Clarification on the Dynamics of Flood Event, matters arising from the Q&A document provided to the community in April of 2022.
- PBRA Meeting conducted in CCCA Boardroom on October 19, 2022 to provide further clarification on flood line mapping and the Lindley Street Extension.
- Submitted our Flood Hazard Identification Mapping Program (FHIMP Application) to update our flood lines in Port Bruce for both riverine and coastal flood proofing. November 3, 2022 the application was approved for the CCCA Port Bruce Riverine Floodplain Mapping and Coastal Floodproofing project. The CCCA leveraged \$25,939.15 to receive matched funding through the FHIMP program to complete the study.
- November 23, 2022 A Dock Removal Public Notice was issued for Port Bruce Residents and dispersed to staff of Malahide Township as per the CCCA's Ice Management Plan.
- On December 13, 2022 a report to CAO Betteridge outlined Ice Mitigation suggestions including factors involved in the influence of flood volumes. It also outlined that the CCCA's preferred piece of mitigation equipment is a dragline.
- On December 15, 2023 the General Manager and Water Resources Technician attended a Malahide Council meeting to provide background and reinforce the fact that a dragline is our preferred mitigation tool.
- A zoom meeting was conducted on December 26, 2022 as the weather patterns and early freeze provided potential for an earlier then expected break up. CCCA staff provided Ice Monitoring over the holidays 24/7 until the weather patterns

and creek were deemed stable. The CCCA suggested bringing in the dragline early as the weather patterns and ice build up were favorable for flooding. An All Clear Statement that the threat of flooding has now passed as creek levels have subsided and storm induced rainfall patterns have passed was issued on January 1, 2023.

- Replied to requests from the Port Bruce Rate Payers Association (PBRA) and Port Bruce residents regarding new flood line mapping, flood forecasting tools, procedures and protocols at Port Bruce.
- In February of 2023 CCCA and Malahide staff met with the PBRA to discuss alleviating floodwaters by creating diversion channels. CCCA met with MNRF staff who advised it would be against many acts to do so. Information was provided to CAO Betteridge.
- May 8th, 2023 another meeting was conducted at the Malahide Firehall where staff provided more answers and clarity to questions of the PBRA.
- June 15, 2023 CCCA staff released the Board approved Port Bruce Flood Attenuation Proposal Bordered by Hale Street, Colin Street, Lindley Street and Imperial Road. This detailed report provided many options and suggestions to alleviate the flood waters from the above noted areas with a 2-year clause for removal in exigent circumstances such as an ice induced flood.
- Update/compilation and organization of the CCCA Flood Watch and Warning Procedures document.
- Assessment, evaluation and update of the Catfish Creek Conservation Authority (CCCA) historical flood criteria, thresholds and Flood Watch and Warning Guideline Check list.
- Review and updates are being made to the mandatory CCCA Ice Management Plan.
- Review and updating of CCCA Flood Management Manual according to the Conservation Authorities Act.
- > Re-evaluation of CCCA flood thresholds as applicable to climate change.
- > Analysis of Catfish Creek at Port Bruce sounding data and subsequent reports.
- Analysis of the Springwater Pond Sounding to assess the pond for its principally constructed purpose (flood mitigation through water attenuation). The initial task was to evaluate the pond for its current volume capacity and compare it to the initial design standards and then use the pond as a water storage area with the HEC-HMS Flood Forecast Modeling.

- Meeting with Malahide Township staff to discuss the February 2022 flood and the Authorities flood and ice mitigation procedures and programs.
- Meeting with MaryAnn Bendoraitis of Port Bruce to discuss February 2022 flood and the Authorities flood and ice mitigation procedures and programs.
- Meeting with Ian Johnson to discuss February 2022 flood and the Authorities flood and ice mitigation procedures and programs.
- Meeting with Township of Malahide staff, Jeff Spoor, Director of Fire and Emergency Services, Ryan DeSutter, Roads and Construction Manager, and CCCA Flood Management Staff Dusty Underhill, General Manager/Secretary-Treasurer, and Gerrit Kremers, Resource Planning Coordinator regarding 2023-2024 CCCA ice and flood mitigation strategy for Port Bruce.
- Meeting with Jeff Spoor, Director of Fire and Emergency Services, Township of Malahide, regarding CCCA ice mitigation equipment recommendations/ specifications.
- Meeting with PBRA, Jeff Spoor Director of Fire and Emergency Services Township of Malahide and applicable CCCA staff regarding a presentation by Pat Prodanovic, Water Resources and Coastal Engineer, TRUE Consulting outlining a proposed new flood-forecasting tool HEC HMS.
- Meeting with Conservation Authority Flood Forecast and Warning Staff, Jeff Spoor Director of Fire and Emergency Services, Malahide Township and Scott Lewis, Malahide Township Ward Four Councillor to discuss the 2023 - 2024 flood season and the Authorities Flood Watch and Warning Program and historic ice mitigation procedures. All parties agreed that HEC HMS modelling would be an excellent tool to provide proper lead time in the event of a flood.
- Reinstated previously cancelled ice mitigation measures and area bathymetric sounding such as ice hole drilling for ice jam mitigation, ice thickness measurements and Catfish Creek Channel Soundings at Port Bruce.
- Assessment of the CCCA spacial mapping requirements/availability for flood line and flood mitigation mapping.
- Meeting with Pat Prodanovic, Water Resources and Coastal Engineer, TRUE Consulting regarding Port Bruce Flood Line Mapping and flood modelling software.
- Meeting with Brian Duffett PBRA President regarding possible funding contributions for a new flood-forecasting model capable of forecasting floods several days in advance provided all parameters are conducive.

- Hazardous area mapping, erosion, unstable slope and flood prone areas mapping and classifications for lands within the CCCA administrative boundary, which includes areas within the Hamlet of Port Bruce.
- Assessment of the CCCA vertical and spacial mapping requirements/availability for flood line mapping.
- Continual monitoring for seasonal high flows within the Catfish Creek and its tributaries, to verify and issue watershed condition statements when required.
- CCCA 2023 flood criteria thresholds and Flood Watch and Warning Guideline Check List assessment.
- Compilation of Catfish Creek Conservation Authority, Flood and Ice Management, Provincial Mandate Brochure.
- Compilation of Port Bruce Flood Attenuation, Hale Street, Colin Street, Lindley Street and Imperial Road Report for CCCA Board review, and passed onto Malahide Council as per there request.

All reports from the above annotated list are available by request. Staff are continually searching for funding to update flood mapping and modelling. The FHIMP Program administered by MNRF will be renewed for another three years and the CCCA plans on seeking multi-partnerships with its municipal members to achieve these updates. Ontario's approach to managing flood risk includes identifying floodplains in municipal plans and incorporating policies to address new development consistent with the PPS policy. It is up to the municipality to determine how best to achieve this requirement and the use of floodplain mapping is one tool available to demonstrate hazard areas. Municipalities can choose to involve their conservation authority in preparing floodplain mapping on the municipality's behalf, but are not required to do so. Any updated or new mapping is generally funded on an as-needed priority basis by municipalities, or through proponent driven development applications.

RECCOMENDATION:

THAT, Report FA 81/2023, be received as information at this time, and further; THAT, Report FA 81/2023 be submitted to Malahide Council as information at this time.

D. Undell

Dusty Underhill General Manager / Secretary-Treasurer

THE CORPORATION OF THE TOWNSHIP OF MALAHIDE

BY-LAW NO. 23-74

Being a By-law to adopt, confirm and ratify matters dealt with by resolution of the Township of Malahide.

WHEREAS Section 5(3) of the Municipal Act, 2001, c. 25, as amended, provides that the powers of every council are to be exercised by by-law;

AND WHEREAS in many cases, action which is taken or authorized to be taken by the Township of Malahide does not lend itself to the passage of an individual by-law;

AND WHEREAS it is deemed expedient that the proceedings of the Council of the Township of Malahide at this meeting be confirmed and adopted by by-law;

NOW THEREFORE the Council of The Corporation of the Township of Malahide **HEREBY ENACTS AS FOLLOWS:**

- 1. THAT the actions of the Council of the Township of Malahide, at its regular meeting held on November 2, 2023, in respect of each motion, resolution and other action taken by the Council of the Township of Malahide at such meeting is, except where the prior approval of the Ontario Municipal Board or other authority is required by law, is hereby adopted, ratified and confirmed as if all such proceedings were expressly embodied in this By-law.
- 2. THAT the Mayor and the appropriate officials of the Township of Malahide are hereby authorized and directed to do all things necessary to give effect to the action of the Council of the Township of Malahide referred to in the proceeding section.
- 3. THAT the Mayor and the Clerk are hereby authorized and directed to execute all documents necessary in that behalf and to affix thereto the corporate seal of the Township of Malahide.
- 4. THAT this By-law shall come into force and take effect upon the final passing thereof.

READ a **FIRST** and **SECOND** time this 2nd day of November, 2023.

READ a **THIRD** time and **FINALLY PASSED** this 2nd day of November, 2023.

Mayor, D. Giguère