

The Corporation of the Township of Malahide
July 4, 2024 – 7:00p.m.
Virtual Meeting - <https://youtu.be/NLBei4tL3fk>

The Malahide Township Council met at the Springfield & Area Community Services Building, at 51221 Ron McNeil Line, Springfield, at 7:00p.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, and Director of Fire & Emergency Services J. Spoor.

CALL TO ORDER:

Mayor Giguère took the Chair and called the meeting to order at 7:03p.m.

APPROVAL OF AGENDA:

No. 24-232

Moved By: Scott Lewis

Seconded By: Rick Cerna

THAT the July 4, 2024 Council & Committee of the Whole Meeting Agenda be approved as presented with the following additions and or changes:

1. Section J – New Business Item- EECC Sound System Modernization & Upgrades Award
2. Section 0 – Correspondence Item- Catfish Creek Conservation Authority Notice of Port Bruce Riverine & Coastal Floodplain Mapping Study Information Session
3. Section F & G be switched in the order of proceedings for this agenda package.

Carried

DISCLOSURE OF PECUNIARY INTEREST and the General Nature thereof:

Deputy Mayor Widner disclosed a pecuniary interest with respect to Agenda item F– Court of Revision – Priester Drain and Court of Revision- Ketchabaw Drain. The nature of the conflict being that a Partner at Spriet Associates is an immediate relative of his.

ANNOUNCEMENTS:

Deputy Mayor Widner encouraged fellow Councillors to review the proposed funding initiatives for St. Thomas Elgin General Hospital, suggesting that any comments or inquiries should be directed to their County Councillor.

Mayor Giguère emphasized the importance of this discussion and also encouraged the public to stay informed, advising them as well to contact their County Councillor with any comments or inquiries due to the considerable media coverage on this topic.

ADOPTION OF MINUTES:

No. 24-233

Moved By: Rick Cerna

Seconded By: Sarah Leitch

THAT the minutes of the regular meeting of Council held on June 20, 2024 be adopted.

Carried

DELEGATIONS:

- Rob Foster of Graham Scott Enns - 2023 Financial Statement Presentation

Rob Foster provided an overview of the documents submitted as part of the agenda package for the 2023 Financial Statements.

No. 24-234

Moved By: Sarah Leitch

Seconded By: John H. Wilson

THAT the 2023 Audited Financial Statements, as prepared by Graham Scott Enns, and presented by auditor Rob Foster, be approved as submitted.

PUBLIC MEETINGS & COMMITTEE OF ADJUSTMENT:

Deputy Mayor Widner disclosed a pecuniary interest with respect to Council Agenda items F Court of Revision – Priester Drain and Court of Revision- Ketchabaw Drain. He retired from the meeting and abstained from all discussions and voting on the matter.

- Court of Revision – Priester Drain

No. 24-235

Moved By: Sarah Leitch

Seconded By: John H. Wilson

THAT the Council of the Township of Malahide does hereby appoint the following members to sit on the Court of Revision for the Priester Drain:

Mayor Dominique Giguère (Chair)
Councillor John H. Wilson

Councillor *Paul Buchner* of South West Oxford

No. 24-236

Moved By: John H. Wilson

Seconded By: Paul Buchner

THAT the Court of Revision for the Priester Drain be called to order at 7:31p.m.

AND THAT Dominique Giguère be appointed Chair.

Carried

Chair Giguère asked the drainage engineer to briefly outline the nature of the proposed drainage works and the related assessment schedule. Drainage Engineer Mike DeVos provided an overview of the Priester Drain and the court of revision process.

No written comments/objections were received.

Chair Giguère inquired if anyone in attendance wished to make any comments or ask any questions concerning the proposed assessment schedule.

Chair Giguère asked if any members of the Court of Revision or members of the public had any comments, questions or required any clarification from the engineer. Member Buchner acknowledged his familiarity with the process and costs associated with drain installations in his municipality, and had no additional comments or concerns on the matter.

Chair Giguère stated that the next steps of the Court of Revision are for members to consider a resolution to either confirm the rates presented by the engineer or amend the assessments. Drainage Engineer Mike DeVos explained the two types of the appeal process if warranted.

No. 24-237

Moved By: Paul Buchner

Seconded By: John H. Wilson

THAT the Court of Revision members for the Priester Drain do hereby accept the recommendations of Drainage Engineer Mike DeVos; and further, does hereby confirm the drainage assessments as outlined in the Report of the Drainage Engineer dated May 6, 2024.

Carried

No. 24-238

Moved By: John H. Wilson

Seconded By: Paul Buchner

THAT the Court of Revision relating to the Priester Drain be adjourned and the Council Meeting reconvene at 7:36p.m.

Carried

- Court of Revision – Ketchabaw Drain

No. 24-239**Moved By: Scott Lewis****Seconded By: Rick Cerna**

THAT the Council of the Township of Malahide does hereby appoint the following members to sit on the Court of Revision for the Ketchabaw Drain:

Mayor Dominique Giguère (Chair)

Councillor Sarah Leitch

Councillor John H. Wilson

Carried**No. 24-240****Moved By: Sarah Leitch****Seconded By: John H. Wilson**

THAT the Court of Revision for the Ketchabaw Drain be called to order at 7:37p.m.

AND THAT Dominique Giguère be appointed Chair.

Carried

Chair Giguère asked the drainage engineer to briefly outline the nature of the proposed drainage works and the related assessment schedule. Drainage Engineer John Spriet provided an overview of the Ketchabaw Drain.

No written comments/objections were received.

Chair Giguère inquired if anyone in attendance wished to make any comments or ask any questions concerning the proposed assessment schedule.

Brian Lunn, a landowner assessed for the drain, expressed concern about the benefit of the assessment to his property and sought assurance that it would function properly. Mr. Spriet pointed out that the assessment Mr. Lunn is paying is significant, considering the 85 acres of his property are going through the drain and are based on outlet which effects his costs. Mr. Lunn sought reassurance regarding the functionality of the drain and its proper flow. Mr. Spriet confirmed that during the construction of the new drain, an engineer would verify that the connection points operate correctly. Additionally, the Township Superintendent will supervise the site to ensure proper functioning. If there is an issue or repairs needed to the others he can undertake those repairs if required.

Mr. Lunn inquired about payment options, and Director Boylan explained the debenture program that is available to assist with covering this cost, advising him to contact the office upon receipt of the invoice for further discussion.

Chair Giguère asked if any members of the Court of Revision or members of the public had any comments, questions or required any clarification from the engineer and there were none.

Chair Giguère stated that the next steps of the Court of Revision are for members to consider a resolution to either confirm the rates presented by the engineer or amend the assessments. Drainage Engineer John Spriet explained the two types of the appeal process if warranted.

No. 24-241

Moved By: Sarah Leitch

Seconded By: John H. Wilson

THAT the Court of Revision members for the Ketchabaw Drain do hereby accept the recommendations of Drainage Engineer John M. Spriet; and further, does hereby confirm the drainage assessments as outlined in the Report of the Drainage Engineer dated May 3, 2024.

Carried

No. 24-242

Moved By: Sarah Leitch

Seconded By: John H. Wilson

THAT the Court of Revision relating to the Ketchabaw Drain be adjourned and the Council Meeting reconvene at 7:45p.m.

Carried

Deputy Mayor Widner returned to his seat at the Council table.

APPROVAL OF BUSINESS (CONSENT AGENDA):

No items.

UNFINISHED BUSINESS:

No items.

NEW BUSINESS:

- Severance Application – Meesters

No. 24-243**Moved By: John H. Wilson****Seconded By: Mark Widner**

THAT Report No. DS-24-33 entitled "Application for Consent to Sever No. D10-E57-24 of Gerrit and Susan Meesters be received;

AND THAT the Application for Consent to Sever No. D10-E57-24 of Gerrit and Susan Meesters relating to a property located at CON 9 E PT LOT 17, Township of Malahide (48302 Crossley Hunter Line), be supported for the reasons set out in this Report;

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

Carried

- Canada Community-Building Fund

No. 24-244**Moved By: Scott Lewis****Seconded By: Sarah Leitch**

THAT Report No. FIN-24-19 entitled "Canada Community-Building Fund" be received;

AND THAT Council endorse the 2024 – 2034 Canada Community-Building Fund Municipal Funding Agreement with the Association of Municipalities of Ontario.

Carried

- Tandem Snow Plow Replacement

No. 24-245**Moved By: Chester Glinski****Seconded By: Sarah Leitch**

THAT Report No. PW-24-30 entitled "Tandem Snow Plow Replacement" be received;

AND THAT Staff be authorized enter into an agreement with Viking-Cives Ltd. for the purchase of one (1) Tandem Axle Snow Plow based on the specifications outlined in the attached proposal.

Carried

- Single Axle Snow Plow Replacement

No. 24-246**Moved By: Rick Cerna****Seconded By: Chester Glinski**

THAT Report No. PW-24-31 entitled "Single Axle Snow Plow Replacement" be received;

AND THAT Staff be authorized enter into an agreement with Viking-Cives Ltd. for the purchase of one (1) Single Axle Snow Plow based on the specifications outlined in the attached proposal;

AND FURTHER THAT Staff be authorized to equip the existing single axle cab and chassis with a new landscape box so that it may be utilized in wood chipping operations and to be used as a backup snow plow unit.

Carried

- EECC Sound System Modernization & Upgrades Award

Mayor Giguère clarified that the agenda item stemmed from the EECC meeting on July 3, 2024. The EECC Sound System Modernization & Upgrades, initially budgeted at \$15,000, required an amendment due to project costs totaling \$23,575.00 (excluding HST). Consequently, each municipality will need to approve a capital budget amendment to allocate an additional \$4,287.50 per municipal partner.

No. 24-247

Moved By: John H. Wilson

Seconded By: Sarah Leitch

That the Council of the Township of Malahide approve a EECC Capital budget amendment for an additional \$4,287.50 per municipal partner, for the EECC Sound System line item.

Carried

BY-LAWS:

No. 24-248

Moved By: Rick Cerna

Seconded By: Scott Lewis

THAT By-law 24-36-Municipal Funding Agreement with AMO for Canada Community Building Fund be now read a first, second and third time and finally passed:

AND THAT By-law 24-33-Hewer Drain and By-law 24-08-Drabick Rezoning be now read a third time and finally passed.

Carried

COMMITTEE OF THE WHOLE:

No. 24-249

Moved By: Rick Cerna

Seconded By: Sarah Leitch

RESOLVED THAT we do now move into Committee of the Whole.

Carried

- Business for Consideration
- Dog Tag Program

No. 24-250

Moved By: Scott Lewis

Seconded By: John H. Wilson

THAT Report No. FIN-24-18 entitled "Dog Tag Program" be received;

AND THAT The committee recommends that staff provide a follow-up report with alternative solutions to the dog tag program.

Carried

- Unfinished Business

No items.

- New Business

No items.

- Correspondence

No. 24-251

Moved By: Rick Cerna

Seconded By: Scott Lewis

RESOLVED that Items O.1-O.6 be received and filed;

AND THAT the additional correspondence item Catfish Creek Conservation Authority Notice of Port Bruce Riverine & Coastal Floodplain Mapping Study Information Session be received and filed.

Carried

No. 24-252

Moved By: Rick Cerna

Seconded By: Chester Glinski

RESOLVED THAT we do now move out of Committee of the Whole and reconvene the regular council meeting.

Carried

CLOSED SESSION:

No items.

CONFIRMATORY BY-LAW:

No. 24-253

Moved By: Sarah Leitch

Seconded By: John H. Wilson

THAT By-law No.24-37, being a Confirmatory By-law, be given first, second and third readings, and be properly signed and sealed.

Carried

ADJOURNMENT:

No. 24-254

Moved By: Mark Widner

Seconded By: Rick Cerna

THAT Council adjourn its meeting at 8:51p.m

Carried

Original Signed By:

Mayor – D. Giguère

Original Signed By:

Clerk – A. Adams