



**Township of Adjala-Tosorontio
Minutes of Regular Council Meeting
December 10, 2018 at 6:30 p.m.
Council Chambers**

Members Present: Mayor Floyd Pinto
Deputy Mayor Bob Meadows
Councillor Scott W. Anderson
Councillor Annette Bays
Councillor Deborah Hall-Chancey
Councillor Ronald O'Leary
Councillor Jonathan Pita

Staff Present: Acting Clerk, Kathryn Pearl
Director of Planning, Jacque Tschekalin
Treasurer and Human Resources Director, Janet Sherwood

1. Call to Order

Mayor Pinto called the meeting to order at 6:30 p.m. and invited all present to stand for a moment of silence in honour to Councillor Anderson's father who had just passed away.

2. Additions, Deletions or Amendments

Resolution 18-325

Moved by Councillor Bays

Seconded by Deputy Mayor Meadows

Resolved that the Bill 1864, being a bill to appoint a municipal auditor, Grant Thornton LLP, by resolution 18-311 be rescinded be added to the agenda.

Carried

3. Adoption of the Agenda

Resolution 18-326

Moved by Deputy Mayor Meadows

Seconded by Councillor Pita

Resolved that the agenda for the Council Meeting held on December 10, 2018 be adopted as amended.

Carried

4. Disclosure of Pecuniary Interest and the General Nature Thereof

None declared.

5. Adoption of Minutes – November 13, 2018

Resolution 18-327

Moved by Councillor Anderson

Seconded by Councillor O’Leary

Resolved that the minutes of the Regular Council meeting of November 13, 2018 be adopted as circulated.

Carried

6. Presentations/Deputations

6.1. Janet Budgell – Update on Gravel Pit Property

Ms. Budgell came before Council to provide an update on matters pertaining to the gravel pit property, noting the river, drain on the property, endangered species on the property and to cite her concerns regarding review of site plan and development agreement and dismissal of CCAT appeal by the OMB.

Resolution 18-328

Moved by Councillor Bays

Seconded by Councillor Hall-Chancey

Resolved that the deputation from Janet Budgell regarding update on gravel pit property be received for information and moved to item 11 New Business for discussion.

Carried

7. Public Meetings

Nothing at this time.

8. Public Input

George Gaffiero, 5767 County Road 13 – where were the NVCA, Ministry of Natural Resources and Ministry of the Environment on the gravel pit matter? Feels if these agencies had issue with the gravel pit then it wouldn’t have passed. Who is at fault? Need facts straight before moving forward.

9. Upcoming Events and Announcements

Nothing at this time.

10. Reports and Correspondence

10.1. Protection to Persons and Property

Fire Protection, Building, Municipal Law Enforcement and Recreation

a) **Fire Services Report 2018-05 – Fire Dispatch Services Agreement**

Resolution 18-329

Moved by Councillor Anderson

Seconded by Councillor O’Leary

Resolved that Fire Services Report 2018-05 dated December 10, 2018 regarding “Fire Dispatch Services Agreement with the Corporation of the City of Barrie” be received; and further,

That Council pass the necessary by-law authorizing the Mayor and the Clerk to execute the agreement with the City of Barrie.

Carried

Resolution 18-330

Moved by Deputy Mayor Meadows

Seconded by Councillor Hall-Chancey

Resolved that Council suspend the rules of procedure to move Bills immediately following reports so that staff can leave immediately after their Bills have been approved by Council.

Recorded vote requested by Councillor Anderson:

Councillor O’Leary		Nay
Councillor Hall-Chancey	Yea	
Councillor Pita	Yea	
Mayor Pinto	Yea	
Deputy Mayor Meadows	Yea	
Councillor Bays	Yea	
Councillor Anderson		Nay

Carried

Bill 1867 – Fire Dispatch Services By-law

Resolution 18-331

Moved by Councillor Pita

Seconded by Deputy Mayor Meadows

Resolved that Bill 1867 be enacted as a By-law of the Township of Adjala-Tosorontio.

Carried

b) **Building/By-law Report 2018-04 – Right to Entry By-law**

Resolution 18-332

Moved by Councillor Pita

Seconded by Councillor Bays

Resolved that Building/By-law Report 2018-04 dated December 10, 2018 entitled “Right to Entry By-law” be adopted; and

That the Clerk be directed to draft a Right of Entry By-law under the Municipal Act, Section 436(1).

Carried

10.2. General Government

Finance and Administration

a) **Treasury Report 2018-30 – IT Expense Additions**

Resolution 18-332

Moved by Deputy Mayor Meadows

Seconded by Councillor Bays

Resolved that Treasury report #2018-30 dated December 10, 2018 regarding IT Expense additions be received as information; and further,

That this report is to inform Council of additional 2018 IT Expenses for providing IT equipment for all members in office. The amount of \$6,389.00 will be charged against expense A/c #01-100-310-0008 Non-PSAB Capital purchase and A/c #01-100-340-5016 IT computer upgrades; and further,

That Council consider approving the purchase of iCompass Electronic Agendas & Minutes Software in January 2019 for \$6,600.00 plus HST and that the annual fee of \$6,600.00 + taxes

and inflation be included within the future operating budget expense A/c #01-100-340-5047 - IT Maintenance/Software; and further,

That Council consider providing Senior Management (5-6) with iPads for the attendance of Council and/or special meetings. The purchase will occur in January 2019 for approximately \$4,000.00 and will be included in the 2019 operating IT computer upgrades expense budget.

Carried

b) **Treasury Report 2018-31 – Appointment of External Auditor**

Resolution 18-333

Moved by Councillor Anderson

Seconded by Councillor O’Leary

Resolved that Treasury report #2018-31 dated December 10th, 2018, regarding RFP Results – External Audit Service be received as amended; and further,

That Council received the Draft Audit committee minutes dated Sept 26th, 2018; and further,

That Council consider the Audit committee resolution 18-15 dated Sep 26th, 2018; and further,

That Grant Thornton LLP, be appointed as the Township of Adjala-Tosorontio external auditor for the 2018 to 2022 year-end audit and further,

That Council consider a by-law appointing Grant Thornton, LLP as the municipal auditor to prepare the consolidated financial statements for the years ending 2018, 2019, 2020, 2021 and 2022.

Carried

Bill 1868 – A By-law to appoint a Municipal Auditor, Grant Thornton, LLP

Resolution 18-334

Moved by Deputy Mayor Meadows

Seconded by Councillor Bays

Resolved that Bill 1868 be amended to appoint the firm of BDO as the Municipal Auditor for the Corporation of the Township of Adjala-

Tosorontio to undertake the municipal audit and to prepare the consolidated financial statements for the year ending 2018; and

That the firm Grant Thornton, LLP, CPA, CA be appointed Municipal Auditor for the Corporation of the Township of Adjala-Tosorontio to undertake the municipal audits and to prepare the consolidated financial statements for the years ending 2019, 2020, 2021 and 2022, subject to the prior annual issuance of an engagement letter to confirm continuation of such service for the year to be audited; and further

That Bill 1868 as amended, be enacted as a By-law of the Township of Adjala-Tosorontio.

Carried

10.3. Infrastructure and Development

a) **Infrastructure and Development Report 2018-36 – Lifecycle Strategies for Bridges and Structural Culverts**

Resolution 18-335

Moved by Councillor Bays

Seconded by Councillor Hall-Chancey

Resolved that Infrastructure and Development Report# 2018-36 dated Monday, December 10, 2018 entitled "NDMP Grant Application in Partnership with Greenland" be received; and further,

That Council pass a resolution demonstrating a commitment to the NDMP Grant Application in Partnership with Greenland International Consulting Ltd., and its associated capital expenditures in the 2019 Budget; and further,

That all accumulated 2018 Operations & Maintenance surplus, excluding water and waste water, from the Infrastructure and Development Department be redirected to the Capital Acquisition Reserve at year-end.

Carried

b) **Infrastructure and Development Report 2018-37 – Equipment – Brusher and Plow**

Resolution 18-336

Moved by Deputy Mayor Meadows

Seconded by Councillor Pita

Resolved that Infrastructure and Development Report # 2018-37 dated Monday, December 10, 2018 entitled "Equipment – Brusher and Plow" be received, and further;

That the Infrastructure and Development Department be authorized to purchase a used Brusher "head" at an estimated cost of \$13,000 plus HST, and further;

That the Infrastructure and Development Department explore the potential to purchase a used plow for plow truck T-10 at an upset limit of \$2,000 plus HST, and further;

That the acquisitions be funded from OPS Equipment Repair Reserve.

Carried

c) **Infrastructure and Development Report 2018-38 – NDMP Grant – Bridge 21**

Resolution 18-337

Moved by Deputy Mayor Meadows

Seconded by Councillor Pita

Resolved that Infrastructure and Development Report # 2018-38 dated Monday, December 10, 2018 entitled "NDMP Grant Application – Bridge 21 Embankment Stabilization" be received; and further,

That Council pass a resolution demonstrating a commitment to the NDMP Grant Application – Bridge 21 Embankment Stabilization, and its associated capital expenditures in the 2019 Budget.

Carried

10.4. Land Use Planning and Development

a) **Planning Report 2018-31 – Cannabis Policies**

Resolution 18-338

Moved by Councillor Anderson

Seconded by Councillor Bays

Resolved that Planning Report # 2018-31 dated December 10, 2018 regarding “Cannabis Policies” be received;

That staff be directed to obtain public input related to the use and retail sale of recreational cannabis; and,

That staff provide additional information to Council at the next regular Council meeting related to an appropriate response to the Alcohol and Gaming Commission of Ontario.

Carried

Resolution 18-339

Moved by Deputy Mayor Meadows

Seconded by Councillor Pita

Resolved that the Clerk be directed to notify the AGCO or any other permanent or temporary facility or outlet as per resolution dated December 10, 2018 prior to January 22, 2019 that the Corporation of the Township of Adjala-Tosorontio chooses to opt out of the permitting private sale of cannabis for recreational purposes within the Township including but not limited to sales through stores, farmers’ markets, cannabis production facilities, or any other permanent or temporary facility or outlet as per resolution dated December 10, 2018; and further

That the Township hold an open public forum with regard to public sales after more information regarding these outlets are researched and costs to the residents are evaluated for the municipalities.

Carried

Councillor Pita requested reconsideration of Motion 18-338

Resolved that Planning Report # 2018-31 dated December 10, 2018 regarding “Cannabis Policies” be received;

That staff be directed to obtain public input related to the use and retail sale of recreational cannabis; and,

That staff provide additional information to Council at the next regular Council meeting related to an appropriate response to the Alcohol and Gaming Commission of Ontario.

Defeated

Resolution 18-340

Moved by Councillor Anderson

Seconded by Deputy Mayor Meadows

Resolved that Planning Report # 2018-31 dated December 10, 2018 regarding “Cannabis Policies” be received;

Carried

Resolution 18-341

Moved by Deputy Mayor Meadows

Seconded by Councillor Pita

Resolved that Planning Report # 2018-31 dated December 10, 2018 regarding “Cannabis Policies” be received; and further

That the Clerk be directed to notify the AGCO or any other permanent or temporary facility or outlet as per resolution dated December 10, 2018 prior to January 22, 2019 that the Corporation of the Township of Adjala-Tosorontio chooses to opt out of the permitting private sale of cannabis for recreational purposes within the Township including but not limited to sales through stores, farmers’ markets, cannabis production facilities, or any other permanent or temporary facility or outlet as per resolution dated December 10, 2018; and further

That the Township hold an open public forum with regard to public sales after more information regarding these outlets are researched and costs to the residents are evaluated for the municipalities.

Carried

11. New Business and Notices of Motion

11.1. Deputation Regarding Gravel Pit Property

Resolution 18-342

Moved by Councillor Hall-Chancey

Seconded by Councillor Bays

Resolved that staff be directed to immediately provide the Township engineers, RJ Burnside, with a copy of the final site plan drawings, the final site plan agreement approved and signed by the Township, a copy of the NVCA report dated March 31, 2015 from Chris Hibberd, identifying the municipal drain and its potential impact on the pit, the neighbouring properties and the Boyne River, a copy of the final OMB decision for the

Nelson Aggregate Company gravel pit located at Part 6 and 7, Concession 4 (5556 and 5670 County Road 13); and further

That RJ Burnside be directed to review the potential effects of the gravel pit operation on the municipal drain flowing through the property from west to east, the effects of flooding on neighbouring properties, the effects on fisheries, the effects on the Boyne River downstream as identified in the NVCA report dated March 31, 2015 from Chris Hibberd; and further

That RJ Burnside review the new site plan drawings to determine whether the previous conditions set by RJ Burnside have been implemented in the final site plan agreement and any new conditions that may be required to be implemented in the final site plan agreement; and further

That RJ Burnside review whether the final site plan agreement has a performance guarantee in a form and amount satisfactory to the Township to ensure that the operation and subsequent operators comply with the provisions; and further

That Burnside engineering review whether the final site plan agreement is in accordance with the Corporation of the Township of Adjala-Tosorontio Official Plan section 4.8 and whether all conditions have been met to adequately protect the Township and its residents in accordance to the OMB decision.

Carried

Resolution 18-343

Moved by Deputy Mayor Meadows

Seconded by Councillor Bays

Resolved that Council do hereby move in camera (at 9:32 p.m.) to discuss a matter of potential litigation.

Carried

Resolution 18-344

Moved by Deputy Mayor Meadows

Seconded by Councillor Bays

Resolved that Council do hereby reconvene in open session (at 9:50 p.m.).

Carried

12. Consideration of Bills

12.1. Bill 1869 – A By-law to appoint an Interim Chief Administrative Officer

Resolution 18-345
Moved by Deputy Mayor Meadows
Seconded by Councillor Bays

Resolved that this matter be deferred to the January 14, 2019 Council meeting.

Carried

Resolution 18-346
Moved by Councillor Anderson
Seconded by Deputy Mayor Meadows

Resolved that the meeting extend past 10:00 p.m.

Carried

13. Unfinished Business

Meeting Date	Report and/or Resolution #
September 14, 2016	Treasury Report # 2016-21 – Resolution 16-234 THAT Staff be directed to commence a list of possible recreational amenities and locations for a recreational facility for consideration by Council.
March 13, 2017	Administration Report # 2017-18 – Resolution 17-01 THAT staff be directed to initiate discussions with the Town of New Tecumseth and the Township of Essa to implement a generic collision tow truck licensing by-law which permits owners and operators to obtain a license from any participating municipality who issues licenses.
May 18, 2017	Resolution 17-211 – THAT Staff be directed to bring forward a report on sewer and water rates to the August Regular Meeting of Council
October 12, 2017	Resolution 17-354 – THAT Staff be directed to proceed with a Request for Quotation for staff uniforms for Building, Public Works, By-law and/or any other applicable staff with Township identification embroidered and report back to Council for consideration.
January 8, 2018	Administration Report # 2018-04 – Resolution 18-23 – Resolved that Administration Report # 2017-04 dated

	January 8, 2018 regarding “Proposed Barn Photo Project” be received; and further, THAT consideration of this item be postpone until a further date.
January 8, 2018	Resolution 18-27 – Resolved that Staff be directed to provide Council with the cost incurred by the Township for the Integrity Commissioner investigation into Councillor Meadows and Councillor Pinto, with an update on when will the Integrity Commissioner make the findings public. To be reported at March 2018 regular meeting of Council.
January 8, 2018	Resolution 18-31 – Resolved that the Integrity Commissioner be called upon to provide Council with the original, unaltered report from the Investigator regarding a complaint that was filed in 2017; AND THAT this report be provided to Council prior to the end of January 2018.
February 12, 2018	Resolution 18-42 – Resolved that the presentation by Troy Gibb and Soren Klemmensen regarding the creation of a designated ATV trail be received; and further, THAT this item be referred back to staff for a report on the proposal and current ATV by-law.
February 12, 2018	Resolution 18-65 – Resolved that Staff be directed to investigate and report back to Council on ways to create efficiencies by connecting the New Horizons wastewater system to the new Everett wastewater treatment plant.

14. Confirmation By-Law

Bill 1870 – A By-law to confirm the Proceedings of Council of the Township of Adjala-Tosorontio at its meeting held on December 10, 2018

Resolution 18-347

Moved by Councillor Pita

Seconded by Deputy Mayor Meadows

Resolved that Bill 1870 to confirm the proceedings of Council at its regular meeting held December 10, 2018 be introduced a first, second and third time and enacted as a By-law of the Township of Adjala-Tosorontio.

Carried

15. Date of Next Meeting

January 14, 2018 at 6:30 p.m.

16. Adjournment

The meeting adjourned at 10:12 p.m.