



Municipality of West Elgin

Minutes

Council Meeting

September 24, 2020, 9:00 a.m.

Recreation Centre

135 Queen Street

Rodney

Present:
Mayor D. McPhail
Deputy Mayor R. Leatham
Councillor T. Tellier
Councillor A. Cammaert
Councillor B. Rowe

Staff Present:
M. Badura, CAO/ Treasurer
J. Nethercott, Clerk
L. Gosnell, Manager of Operations & Community Services
T. Mohan, Drainage Superintendent
H. James, Planner
Jeff McArthur, Fire Chief

Also Present:
J.M Spriet, PEng. Spriet and Associates

Due to the COVID-19 Pandemic and physical distancing requirements this meeting was held in an alternate location.

1. Call to Order

Mayor Duncan McPhail called the meeting to order at 9:00 a.m.

2. Closed Session

Resolution No. 2020-296

Moved: Councillor Cammaert

Seconded: Councillor Tellier

That the Council of the Municipality of West Elgin Council hereby proceeds into Closed Session at 9:01 a.m. under Section 239(2)(b) & (c) of the *Municipal Act*, consideration will be to personal matters about identifiable individual(s) including a municipal or local board employee(s) and a proposed or pending acquisition or disposition of land by the municipality or local board.

Carried

Council recessed at 9:47 a.m. and reconvened at 9:49 a.m. in Open Session

4. Adoption of Agenda

Resolution No. 2020-297

Moved: Councillor Cammaert

Seconded: Councillor Tellier

That West Elgin Council hereby adopts the Agenda as presented.

Carried

5. Disclosure of Pecuniary Interest

No disclosures

6. Public Meeting - Planning Act- To start at 9:30 a.m.

Resolution No. 2020-298

Moved: Councillor Rowe

Seconded: Deputy Mayor Leatham

That Council proceed into a Public Meeting pursuant to section 34 of the *Planning Act* at 9:49 a.m.

Carried

6.1 Purpose of the Public Meeting

The purpose was read aloud by the Clerk.

6.2 Planning Report

6.2.1 H. James, Planner - Zoning Report 11149 Blacks Road

No public in attendance.

Resolution No. 2020-299

Moved: Councillor Cammaert

Seconded: Councillor Rowe

That West Elgin Council hereby receives the report from Heather James regarding the application to amend the Zoning By-law for 11149 Blacks Road, File No. D14 05-2020; and,

That West Elgin Council consider the by-law to amend the Zoning By-law, subject to the conditions on the By-law, as presented in the By-law portion of the agenda.

Carried

6.3 Close of the Public Meeting

Resolution No. 2020-300

Moved: Deputy Mayor Leatham

Seconded: Councillor Rowe

That West Elgin Council hereby closes the Public meeting under Section 34 of the *Planning Act* at 9:53 a.m. and reconvenes in Regular Meeting of Council.

Carried

7. Meeting to Consider Engineers Report Under Drainage Act

7.1 J.M Spriet, PEng. - Arvai Drain

Mr. Spriet explained that this report was initiated by a petition for a new municipal drain. Mr. Spriet noted that there is a very old 1914 Wilton Drain in this water shed, but there are very little records on this drain and in trying to do some investigation on this drain it was not economically feasible to move forward with investigation as there were a lot of issues. Mr. Spriet recommends that this drain be looked into, however it does include a large amount of urban properties in the village.

7.1.1 Lower Thames Conservation Authority Comments

7.1.2 Public Comments

Mr. J. Prince inquired about potential problems with water down the road and is unsure of why this is needed. Mr. Spriet explained that

this drain is needed for potential development in area behind your property.

Mr. T Kelly inquired if there is any information regarding the future development and what the next steps are. Mr. Spriet explained this is just the first step to ensure that drainage is taken care of and any future development would have more water studies required and may also have more public meetings regarding zoning.

Mr. D. Fisher inquired about what would happen if there was ever a request to improve the Wilton Drain? Would he be required to pay for that as well? Mr. Spriet stated that the Tribunal has not required property owners to pay for work on both when the drains run parallel and it is his opinion that if the Wilton Drain requires repair there would be no assessment to Mr. Fisher.

7.1.4 Provisional By-law

Resolution No. 2020-301

Moved: Deputy Mayor Leatham

Seconded: Councillor Cammaert

That West Elgin Council receives the Engineers Report on the Arvai Drain as prepared and presented by Mr. J.M Spriet, P.Eng;
and

That West Elgin Council authorizes staff to initiate the tender process, if required, for the construction of the Arvai Municipal Drain to be considered by Council following the Court of Revision;
and

That West Elgin Council consider the provisional By-law as presented in the By-law portion of the agenda for a first and second reading.

Carried

8. Court of Revision Under Drainage Act

Resolution No. 2020-302

Moved: Councillor Rowe

Seconded: Councillor Tellier

That West Elgin Council hereby adjourns to proceed into the Court of Revision under the *Drainage Act* at 10:25 a.m.

Carried

9. Adoption of Minutes

Resolution No. 2020-303

Moved: Councillor Rowe

Seconded: Councillor Cammaert

That the Minutes of the Council meeting on September 10, 2020 and the Court of Revision for the McColl Drain West on August 27, 2020 be adopted as circulated and printed.

Carried

10. Business Arising from Minutes

None.

11. Staff Reports

11.1 Municipal Drains

11.1.1 T. Mahon, Drainage Superintendent - Award Tender - McColl Drain West

Resolution No. 2020-304

Moved: Councillor Cammaert

Seconded: Councillor Tellier

That West Elgin Council hereby receives the report from Tom Mohan, Drainage Superintendent re: McColl Drain West Tender Award; and

That West Elgin Council hereby awards the tender to the lowest bidder McNally Excavating Ltd. in the amount of \$50,869.50 plus applicable taxes.

Carried

11.3 Operations & Community Services

11.3.1 L. Gosnell, Manager of Operations & Community Services - Landfill Fees

Resolution No. 2020-305

Moved: Councillor Cammaert

Seconded: Councillor Rowe

That West Elgin Council hereby receives the report from Lee Gosnell, Manager of Operations & Community Services; And

That West Elgin Council approves the re-instatement of landfill disposal fees, effective Friday October 2, in accordance with the 2020 municipal Fees and Charges By-law.

Carried

11.4 Finance/Administration

11.4.1 M. Badura, CAO/Treasurer - 2020-2021 Human Resource Consulting Agreement

Resolution No. 2020-306

Moved: Councillor Rowe

Seconded: Councillor Tellier

That West Elgin Council hereby receives the report from M. Badura, CAO/Treasurer and renew 2020-2021 Human Resource Consulting Agreement with Robert Bryce for the period of 1 year.

Carried

Council recessed at 10:55 a.m. and reconvened at 11:07 a.m.

11.4.2 M. Badura, CAO/Treasurer & J. Nethercott, Clerk - 2021 Council Remuneration

Resolution No. 2020-307

Moved: Councillor Tellier

Seconded: Councillor Rowe

That West Elgin Council hereby receives the report from Magda Badura, CAO/Treasurer & Jana Nethercott, Clerk re: 2021 Council Remuneration; and

That West Elgin Council hereby direct staff to move forward with the proposed salaries as presented for 2021.

Carried

11.2 Fire

11.2.1 J. McArthur, Fire Chief - End of Life Equipment

Resolution No. 2020-308

Moved: Councillor Cammaert

Seconded: Deputy Mayor Leatham

That West Elgin Council has no objections to donating equipment that has reached it's 'end of life' cycle and is no longer usable to the West Elgin Fire Department.

Carried

11.2.2 J. McArthur, Fire Chief - Bunker Gear Purchase

Resolution No. 2020-309

Moved: Councillor Rowe

Seconded: Councillor Tellier

That West Elgin Council approves the purchase of up to 20 suits of bunker gear at a total cost of \$45,410.00 plus taxes & shipping, with 50% to be invoiced in December 2020 and the remaining 50% to be invoiced in January 2021.

Carried

12. Committee and Board Report

12.1 Elgin County Council

Mayor McPhail reported that at the meeting on Tuesday County Council approved West Elgin and Southwold being in a one-year pilot project to act as CEMC for those municipalities along with his duties for the County. This pilot project comes with no additional charges to the municipalities.

Mayor McPhail also reported that a discussion was held regarding the possibility of a by-law restricting ATV on County Roads. The discussion ended with more consultation with partner municipalities.

Councillor Rowe noticed that Ray Price of West Elgin had been appointed to the Environmental Committee and she wanted to offer congratulations.

12.2 Four Counties Transit Board

Councillor Rowe reported that the committee met on Monday September 21 and that West Elgin will be receiving approximately \$17,000 to offset the losses due to COVID-19 and that the committee was updated that a driver has been hired.

12.3 Haven's Lake Road Committee

Deputy Mayor Leatham reported the fish cleaning station has arrived and at the meeting on Wednesday September 23rd the committee discussed a location for the station, with the anticipated installation completion for May 2021.

12.4 Councillor Reports from Committees

Councillor Tellier reported that the Youth Task Force is currently trying to recruit more youth.

Councillor Tellier reported that the Rodney Aldobrough Fair Board is running a Fair Fun Box campaign with a drive by pick up of the food boxes on October 17. The Fair Board is currently looking at more fundraising ideas.

Councillor Tellier reported that the Heritage Homes board has met and currently residents are frustrated by the closure of the community room due to COVID-19 restrictions. The board reported that their audited financial statements are complete and they are exploring options to host the AGM with residents and the COVID-19 restrictions.

13. Accounts

Resolution No. 2020-310

Moved: Deputy Mayor Leatham

Seconded: Councillor Tellier

That the Mayor and Treasurer are hereby authorized to sign Payment Voucher #9A amounting to \$717,562.89 in settlement of General, Road, Water and Arena Accounts (including EFT#3031-3084 Cheque# 25400-25101, online Payments# 515-523 and Payroll PP19).

Carried

14. Councillor Inquires/Announcements

14.2 Statements/Inquires by Councillors

14.2.1 Councillor Tellier - 2020 Citizenship Awards

Councillor Tellier is interested in moving forward with the Citizenship awards for 2020. Last year the awards were presented at the fair, but as the fair isn't happening she would still like the awards to move forward and be awarded before the end of the year. Staff will move forward with these awards.

15. Correspondence

15.1 AMO- Land Use Planning Workshop

Councillor Rowe indicated she is interested in attending this workshop.

15.5 West Lorne Lawn Bowlers - Request to re-purpose Council Grant

Council directed staff to send a letter to the West Lorne Lawn Bowlers explaining that due to the pandemic the work that was to take place on their shelter has substantially increased in cost and therefore they are unable to repurpose the grant request as the money will be reallocated there.

16. By-Laws

16.1 By-law 2020-64 - Adopt Advisory Committee Policy

Resolution No. 2020-311

Moved: Councillor Cammaert

Seconded: Councillor Rowe

That By-law 2020-64, being a by-law to adopt and maintain a policy with respect to Advisory Committees, be read a first, second and third and final time.

Carried

16.2 By-law 2020-65 - Adopt Christmas Hours Policy

Resolution No. 2020-312

Moved: Deputy Mayor Leatham

Seconded: Councillor Tellier

That By-law 2020-65, being a by-law to adopt and maintain a policy with respect to Christmas Office Hours, be read a first, second and third and final time.

Carried

16.3 By-law 2020-66 - Arvai Municipal Drain

Resolution No. 2020-313

Moved: Councillor Cammaert

Seconded: Councillor Tellier

That By-law 2020-66 being a by-law to provide for the construction of the Arvai Drain be read a first and second time and be provisionally adopted.

Carried

16.4 By-law 2020-67 - Signing Authority

Resolution No. 2020-314

Moved: Councillor Rowe

Seconded: Councillor Tellier

That By-law 2020-67, being a by-law to appoint signing authorities for the Municipal Bank Accounts, be read a first, second and third and final time.

Carried

16.5 By-law 2020-68 - Adopt Short Term Acting Positions Policy

Resolution No. 2020-315

Moved: Councillor Rowe

Seconded: Councillor Cammaert

That By-law 2020-68, being a by-law to adopt and maintain a policy with respect to Short Term Acting Positions, be read a first, second and third and final time.

Carried

16.6 By-law 2020-69 - Rezone 11149 Blacks Road

Resolution No. 2020-316

Moved: Councillor Tellier

Seconded: Deputy Mayor Leatham

That By-law 2020-69, being a by-law to Amend the Municipality of West Elgin Comprehensive Zoning By-Law No. 2015-36 for the property known as 11149 Blacks Road, be read a first, second and third and final time.

Carried

16.7 By-law 2020-70 - Agreement for Human Resources Consultant

Resolution No. 2020-317

Moved: Councillor Cammaert

Seconded: Councillor Tellier

That By-law 2020-70, being a by-law to Authorize the Execution of an Agreement between Robert Bryce and The Corporation of the Municipality of West Elgin, be read a first, second and third and final time.

Carried

Council recessed at 12:15 p.m. and reconvened at 12:45 p.m. in Closed Session.

3. Report from Closed Session

Mayor McPhail reported out at 1:06 p.m., that consideration was give to to personal matters about identifiable individual(s) including a municipal or local board employee(s) and a proposed or pending acquisition or disposition of land by the municipality or local board.

17. Confirming By-Law

Resolution No. 2020-318

Moved: Councillor Tellier

Seconded: Councillor Rowe

That by-law 2020-71, being a by-law to confirm the proceeding of the Regular Meeting of Council held on September 24, 2020, be read a first, second and third and final time.

Carried

18. Adjournment

Resolution No. 2020-319

Moved: Councillor Tellier

Seconded: Deputy Mayor Leatham

That the Council of the Municipality of West Elgin hereby adjourn at 1:07 p.m. to meet again at 9:00 a.m. on October 8, 2020 or at the call of the Chair.

Carried

Duncan McPhail, Mayor

Jana Nethercott, Clerk