



Municipality of West Elgin

Minutes

Council Meeting

July 21, 2022, 9:30 a.m.

West Elgin Community Complex - Hybrid Meeting

160 Main Street

West Lorne

Electronic Hybrid Meeting

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
Jeff McArthur, Fire Chief
Robert Brown, Planner
Tom Mohan, Drainage Superintendent

Due to the COVID-19 Pandemic and physical distancing requirements this meeting was held in a hybrid format.

1. Call to Order

Mayor Duncan McPhail called the meeting to order at 9:34 a.m.

2. Adoption of Agenda

Resolution No. 2022- 271

Moved: Councillor Tellier

Seconded: Deputy Mayor Leatham

That West Elgin Council hereby adopts the Agenda as presented.

Carried

3. Disclosure of Pecuniary Interest

No disclosures

4. Public Meeting

Resolution No. 2022- 372

Moved: Councillor Tellier

Seconded: Deputy Mayor Leatham

That Council hereby proceed into a Public Meeting at 9:35 a.m. pursuant to Section 34 of the *Planning Act* in order to hear an application to rezone the property at 26661 Silver Clay Line

Carried

4.1 Purpose of Public Meeting

The Clerk read aloud the purpose of the public meeting.

4.2 Planner Report

**4.2.1 Zoning By-law Amendment Application D 14 10-2022 –
Recommendation Report (Planning Report 2022-28)**

Council received the report from Robert Brown, Planner regarding Zoning By-law Amendment Application D14 10-2022 – 26661 Silver Clay Line Recommendation Report (Planning Report 2022-28);

4.3 Applicant Comments

None.

4.4 Public Comments

None.

4.5 Council Comments

None.

4.6 Staff Recommendation

Resolution No. 2022- 273

Moved: Deputy Mayor Leatham

Seconded: Councillor Rowe

That West Elgin Council approve the rezoning of 26661 Silver Clay Line from General Agricultural (A1) Zone to Agricultural (A2) and Rural Residential (RR) Zone, in accordance with the attached draft by-law; and

Further that West Elgin Council consider the by-law to amend the Zoning By-law, as presented in the by-law portion of the July 21, 2022, Council Agenda.

Carried

4.7 Close of Public Meeting

Resolution No. 2022- 274

Moved: Councillor Tellier

Seconded: Councillor Rowe

That West Elgin Council hereby adjourn the public meeting held pursuant to Section 34 of the *Planning Act* at 9:43 a.m. to reconvene in the Regular Meeting of Council.

Carried

5. Committee of Adjustment

Resolution No. 2022- 275

Moved: Deputy Mayor Leatham

Seconded: Councillor Cammaert

That West Elgin Council hereby recess at 9:43 a.m. in order to convene as the Committee of Adjustment.

Carried

Council reconvened at 9:53 a.m.

6. Adoption of Minutes

Resolution No. 2022- 976

Moved: Councillor Cammaert

Seconded: Deputy Mayor Leatham

That the Minutes of the Council meeting on June 23, 2022 be adopted as circulated and printed.

Carried

7. Business Arising from Minutes

None.

8. Staff Reports

8.1 Planning

8.1.1 R. Brown, Planner - Severance Report - 8577 Furnival Road (E43-22)

Resolution No. 2022- 277

Moved: Councillor Rowe

Seconded: Councillor Tellier

That West Elgin Council hereby receives the report from Robert Brown, Planner regarding the severance application, E43-22 – Comments to Elgin County (Planning Report 2022-29);

And that West Elgin Council hereby recommends approval to the Land Division Committee of the County of Elgin for the severance application, File E43-22, subject to the Lower-Tier Municipal conditions in Appendix One of this report;

And further that West Elgin Council directs Administration to provide this report as Municipal Comments to the County of Elgin.

Carried

8.1.2 R. Brown, Planner - Consent Report – Talbot Line Easement (E44-22)

Resolution No. 2022- 278

Moved: Councillor Cammaert

Seconded: Councillor Rowe

That West Elgin Council hereby receives the report from Robert Brown, Planner regarding the consent application, E44-22 – Comments to Elgin County (Planning Report 2022-30);

And that West Elgin Council hereby recommends approval to the Land Division Committee of the County of Elgin for the consent application, File E44-22, subject to the Lower-Tier Municipal conditions in Appendix One of this report.

And further that the West Elgin Council directs Administration to provide this report as Municipal Comments to the County of Elgin.

Carried

8.2 Building

8.2.1 J. Morgan-Beunen, CBO - Building Activity Report June 2022

Resolution No. 2022- 279

Moved: Councillor Tellier

Seconded: Deputy Mayor Leatham

That West Elgin Council hereby receives the report from Jackie Morgan-Beunen, CBO re: Building Permit Report for June 2022 for information purposes.

Carried

8.4 Drainage

8.4.1 T. Mohan, Drainage Superintendent - Award Contract – Flemming Drain

Resolution No. 2022- 280

Moved: Deputy Mayor Leatham

Seconded: Councillor Rowe

That West Elgin Council hereby receives the report from Tom Mohan, Drainage Superintendent re:

Award Flemming Drain Contract; and

That West Elgin Council hereby awards the contract for the Flemming Drain Improvement to Gillier Drainage Inc. in the amount of \$68,670.00 plus applicable taxes.

Carried

8.3 Fire

8.3.1 J. McArthur, Fire Chief - Monthly Report – June 2022

Resolution No. 2022- 281

Moved: Councillor Tellier

Seconded: Deputy Mayor Leatham

That West Elgin Council hereby receives the report from Jeff McArthur, Fire Chief re: June Fire Report for information purposes.

Carried

8.3.2 J. McArthur, Fire Chief - 2023 Bunker Gear Order

Resolution No. 2022- 282

Moved: Councillor Tellier

Seconded: Deputy Mayor Leatham

That West Elgin Council hereby receives the report from Jeff McArthur, Fire Chief re: 2023 Bunker Gear order; and

That West Elgin Council hereby approves the pre-budget ordering of six sets of Bunker Gear from A.J Stone for a total amount of \$ 17,628.00 plus applicable taxes.

Carried

8.5 Operations & Community Services

**8.5.1 L. Gosnell, Manager of Operations & Community Services -
Monthly Operations Update – June 2022**

Resolution No. 2022- 283

Moved: Councillor Cammaert

Seconded: Councillor Rowe

That West Elgin Council hereby receives the report from Lee Gosnell, Manager of Operations & Community Services for information purposes.

Carried

8.6 Clerks

8.6.1 J. Nethercott, Clerk - Contract with Elgin OPP Extension

Resolution No. 2022- 284

Moved: Deputy Mayor Leatham

Seconded: Councillor Cammaert

That West Elgin Council hereby receives the report from Jana Nethercott, Clerk re: Contact with Elgin OPP Extension; and

That West Elgin Council hereby approves the extension of the Elgin Group Police Services Board Contract with the Elgin OPP until December 31, 2023; and

That West Elgin Council consider the by-law to Authorize the Execution of the Extension Agreement in the By-law portion of the Agenda.

Carried

8.7 Finance/Administration

8.7.1 M. Badura, CAO/Treasurer - CBO Recruitment and Remuneration

Resolution No. 2022- 285

Moved: Councillor Cammaert

Seconded: Deputy Mayor Leatham

That West Elgin Council hereby receives the report from M. Badura, CAO/Treasurer re: Chief Building Official Recruitment update report;

and That West Elgin Council approves the new full-time Chief Building Official position;

and That West Elgin Council approves the revision to the 2022 Employee remuneration schedule attached in this report.

Carried

9. Committee and Board Report

9.1 Councillor Reports from Committees

9.2 Four Counties Transit Committee

Resolution No. 2022- 286

Moved: Councillor Rowe

Seconded: Deputy Mayor Leatham

That West Elgin Council hereby approves the recommendation from the Four Counties Transit Committee to award the contract for the purchase of a new Transit Bus to the lowest bidder, Girardin Ontario AGI with an optional 10% increase for optional items.

Carried

9.3 Heritage Homes Minutes - April 25, 2022

9.4 RAAS Minutes - June 14, 2022

10. Up Coming Meetings

- Tri-County Water Board - July 26 @ 7 pm (Virtual)
- West Elgin Community Centre Board of Management - Aug 10 @ 9 am

- Council - Aug 11 @ 9:30 am

11. Accounts

Resolution No. 2022- 287

Moved: Councillor Rowe

Seconded: Councillor Tellier

THAT the Mayor and Treasurer are hereby authorized to sign Payment Voucher #7 amounting to \$1,818,527.88 in settlement of General, Road, Water and Arena Accounts including EFT# 5343-5431, Online Payments# 943-958, Cheque# 25952-25962, and Payroll PP13.

Carried

12. Correspondence

12.1 Elgin County - Council Highlights June 28, 2022

12.2 Town of Coburg - Changes to Amber Alert System

Resolution No. 2022- 288

Moved: Councillor Rowe

Seconded: Councillor Tellier

That West Elgin Council hereby support Resolution 227-22 of the Town of Coburg as follows:

That the Minister of the Solicitor General and the Commissioner of the Ontario Provincial Police, as well as the Premier's Office, be requested to make the necessary changes to the AMBER alert system and create a new alert called Draven Alert, which will protect vulnerable children who have not been abducted but are at high risk of danger, injury or death and alert the public that they are missing.

That this motion be sent to all municipalities across Ontario and the Association of Municipalities of Ontario (AMO) for endorsement.

Carried

12.3 Owen Sound - Removal of Municipal Councillors Under Prescribed Circumstances

Resolution No. 2022- 289

Moved: Councillor Rowe

Seconded: Councillor Cammaert

That West Elgin Council hereby supports resolution R-220530-013 of the City of Owen Sound as follows:

Whereas across municipal councils in Ontario there have been appalling instances of misogyny and hatred; and

Whereas the powers of the Office of the Integrity Commissioner do not include the ability to recommend expulsion of councillors;

Now Therefore Be It Resolved That Municipal Council direct staff to send a letter to the Ministry of Municipal Affairs and Housing with copies being sent to the federal government, provincial government, Association of Municipalities of Ontario (AMO) and all Ontario municipalities, requesting that the Ministry:

1. Study the merits of allowing the recall of municipal councillors carefully prescribed circumstances, including displays of hatred, misogyny and all forms of discrimination; and
2. Facilitate strengthened and ongoing orientation and training sessions for councils, local boards and committees.

Carried

12.4 Municipality of Tweed - Ontario Wildlife Damage Compensation Program

12.5 Ontario Energy Board - Notice to Enbridge Customers Billing Adjustment

12.6 Notice of Amendments - Hydro One Network Class EA

13. Council Inquires/Announcements

13.1 Notice of Motion

None

13.2 Statements/Inquires by Councillors

Deputy Mayor Leatham stated that he had recently visited the Community Garden in Rodney, sponsored by the West Elgin Community Health Centre and wanted to offer congratulations on the success of this endeavor.

13.3 Matters of Urgency

Lee Gosnell, Manager of Operations & Community Services reported that he has received a request from the West Lorne Horticultural for permission to install a plaque on the corner of the Community Complex Building to commemorate the Centennial Garden.

Resolution No. 2022- 290

Moved: Councillor Tellier

Seconded: Deputy Mayor Leatham

That West Elgin Council approve the request of the West Lorne and Community Horticultural Society to install a plaque on the Community Complex to commemorate the Centennial Garden.

Carried

Council recessed at 10:46 a.m. and reconvened at 10:56 a.m.

14. Closed Session

Resolution No. 2022- 291

Moved: Deputy Mayor Leatham

Seconded: Councillor Tellier

That the Council of the Municipality of West Elgin Council hereby proceeds into Closed Session at 10:56 a.m. under Section 239 2 (b) consideration will be given to items that pertain to personal matters about identifiable individual(s) including municipal or local board employee(s)

Carried

15. Report from Closed Session

Mayor McPhail reported out at 11:46 a.m.

Resolution No. 2022- 292

Moved: Councillor Tellier

Seconded: Councillor Cammaert

That West Elgin Council considered and provided direction to staff regarding items that pertain to personal matters about identifiable individuals, including municipal or local board employee(s).

Carried

16. By-Laws

16.1 By-Law 2022-44 - Appoint Deputy Clerk

Resolution No. 2022- 293

Moved: Councillor Tellier

Seconded: Deputy Mayor Leatham

That By-law 2022-44 being a By-Law to Appoint a Deputy Clerk for the Corporation of the Municipality of West Elgin, be read a first, second and third and final time.

Carried

16.2 By-Law 2022-45 - Amend Procedural By-law

Resolution No. 2022- 294

Moved: Councillor Tellier

Seconded: Councillor Rowe

That By-law 2022-45 being a By-Law to Amend By-law 2018-43, a By-Law to establish rules of procedure for the meetings of Council, Council Committees and Boards of The Corporation of the Municipality of West Elgin, be read a first, second and third and final time.

Carried

16.3 By-Law 2022-46 ReZone 26661 Silver Clay Line

Resolution No. 2022- 295

Moved: Councillor Cammaert

Seconded: Deputy Mayor Leatham

That By-law 2022-46 being a By-Law to Amend the Municipality of West Elgin Comprehensive Zoning By-Law No. 2015-36 for the property known as 26661 Silver Clay Line, be read a first, second and third and final time.

Carried

16.4 By-Law 2022-47 - Loan Agreement with Port Glasgow Yacht Club

Resolution No. 2022- 296

Moved: Deputy Mayor Leatham

Seconded: Councillor Rowe

That By-law 2022-47 being a By-law to Authorize the Execution of an Agreement between The Port Glasgow Yacht Club and The Corporation of the Municipality of West Elgin, be read a first, second and third and final time.

Carried

16.5 By-Law 2022-48 - Amend By-Law 2022-66 Employee Remuneration

Resolution No. 2022- 297

Moved: Councillor Tellier

Seconded: Councillor Rowe

That By-law 2022-48 Being a By-Law to Amend By-Law 2021-66 Set Rates of Remuneration for Municipal Employees, be read a first, second and third and final time.

Carried

16.6 By-Law 2022-49 - Extend Agreement with Elgin County OPP

Resolution No. 2022- 298

Moved: Deputy Mayor Leatham

Seconded: Councillor Rowe

That By-law 2022-49 being a by-law to authorize the Mayor and Clerk to Execute an amending agreement with her Majesty the Queen in Right of Ontario as represented by the Solicitor General for the provision of Police Services for the Elgin Group Municipalities, be read a first, second and third and final time.

Carried

17. Confirming By-Law

Resolution No. 2022- 299

Moved: Councillor Tellier

Seconded: Councillor Cammaert

That By-law 2022-50 being a By-law to confirm the proceeding of the Regular Meeting of Council held on July 21, 2022, be read a first, second and third and final time.

Carried

18. Adjournment

Resolution No. 2022- 300

Moved: Councillor Rowe

Seconded: Councillor Tellier

That the Council of the Municipality of West Elgin hereby adjourn at 11:50 a.m. to meet again at 9:30 a.m. on August 11, 2022 or at the call of the Chair.

Carried

Duncan McPhail, Mayor

Jana Nethercott, Clerk