



MUNICIPALITY OF MORRIS-TURNBERRY

COUNCIL MINUTES

Tuesday, February 2nd 2021, 7:30 pm

The Council of the Municipality of Morris-Turnberry met electronically in regular session on the 2nd day of February 2021, at 7:30 pm.

Council in Attendance

Mayor Jamie Heffer
Deputy Mayor Sharen Zinn
Jamie McCallum
Jim Nelemans
Kevin Freiburger

Staff in Attendance

Trevor Hallam	CAO/Clerk
Mike Alcock	Director of Public Works
Jennifer Burns	Huron County Planner

Others in Attendance

Stan Kikkert	
Michelle Stein	
Bill Noll	
Steven Michie	
Sheri DiGiovanni	
Matthew DiGiovanni	
Kelsey Bent	Wingham Advance Times
Denny Scott	Blyth Citizen

1.0 CALL TO ORDER

Mayor Heffer called the meeting to order at 7:33 pm.

2.0 ADOPTION OF AGENDA

Motion 28-2021

*Moved by Jamie McCallum
Seconded by Sharen Zinn*

THAT the Council of the Municipality of Morris-Turnberry hereby adopts the agenda for the meeting of February 2nd, 2021 as circulated.

Carried.

3.0 DISCLOSURE OF PECUNIARY INTEREST / POTENTIAL CONFLICT OF INTEREST

None.

4.0 **MINUTES**

Motion 29-2021

*Moved by Kevin Freiburger
Seconded by Jim Nelemans*

THAT the Council of the Municipality of Morris-Turnberry hereby adopts the January 12th and January 13th, 2021 Council Meeting Minutes as written.

Carried.

5.0 **ACCOUNTS**

Councillor McCallum asked about the number of fire calls associated with the invoices from Huron East and North Huron. Mr. Hallam noted that there were invoices for three calls from Huron East and three calls from North Huron. Councillor McCallum then asked about the amount paid to Crawford, Mill & Davies. Mayor Heffer explained that it was for the purchase of the land for the Blind Line bridge replacement.

Deputy Mayor Zinn asked if the amounts associated with the Belgrave development were the same charges as last time or if they are new amounts. Mr. Hallam explained that the invoice from Detritus was for the Stage 3 Archeology report for the final site, and the invoice for the GSP group is for ongoing work on the development project.

Motion 30-2021

*Moved by Jamie McCallum
Seconded by Sharen Zinn*

THAT the Council of the Municipality of Morris-Turnberry hereby approves for payment the February 2nd accounts for 2020 payables in the amount of \$69,521.03 and for 2021 payables in the amount of \$113,769.23.

Carried.

6.0 **PUBLIC MEETINGS AND DEPUTATIONS**

6.1 DELEGATIONS

- 6.1.1 Michelle Stein (Chair) and Bill Noll (Vicechair) of Protect Our Waterways – No Nuclear Waste, presented information to Council about the proposed nuclear waste repository in South Bruce and the risks and dangers involved.

Mayor Heffer thanked Ms. Stein and Mr. Noll for their presentation. He noted that Morris-Turnberry Council took the position of not being a willing host during the initial stages of the site selection process. He said that both he and Councillor McCallum were on Council at the time.

Deputy Mayor Zinn asked where the waste containers are stored currently. Mr. Noll explained that they are stored at the reactor site for a time, then transferred to a dry storage site in Tiverton. He said that the current method of storage is safe, and that the group is asking that they continue be stored that way for another couple of decades until further experience and information can be gathered from sites such as that in Finland on the operation and effects of a deep geological reserve.

- 6.1.2 Stan Kikkert asked to address Council regarding an invoice for the response of the North Huron Fire Department to an unauthorized burn.

Mr. Kikkert explained to Council that he was having a small recreational fire, and that the responding fire fighters admitted to not knowing where they were responding to. He suggested that the fire department was driving around looking for fires, and he asked that the fine be thrown out or reduced.

Mayor Heffer clarified that what Mr. Kikkert received was an invoice for cost recovery, and that the Municipality had chosen not to issue a fine in addition to this.

Deputy Mayor Zinn stated that if Mr. Kikkert did not pay for the response, the rest of the taxpayers would have to pay for it, and it's not their responsibility.

Councillor Nelemans asked for clarification as to whether the fire was in a burn pit, and what type of wood was being burned, such as pallets or other wood. Mr. Kikkert stated that he was burning a little piece of wood in front of his house, and that it was not one of the large fires he often has.

Councillor Nelemans noted that the call to the fire department reported black smoke and asked if that would be possible from the fire Mr. Kikkert had. Mr. Kikkert said it was not.

Mr. Kikkert stated that he will pay the invoice and left the meeting.

Mayor Heffer explained that the fire department does not drive around looking for fires, and that everyone will be glad if they respond when they're supposed to when there is an emergency.

7.0 STAFF REPORTS

7.1 PLANNING

7.1.1 Brussels Industrial Land Strategy

A report was presented by Huron County Planner Jennifer Burns in this regard for the information of Council.

Mayor Heffer noted that this was a proactive project to prepare the lands should there be interest in development in the future. He said it was a good example of neighbouring municipalities securing funding and working together toward a common goal to promote development and have land ready for development.

Deputy Mayor Zinn asked how long the studies last before they must be done again. Ms. Burns explained that the Stage 1 Archeology study would not need to be redone. The servicing study outlining capacity and locations for connections may need updating as development happens elsewhere in Huron East and the available capacity changes. The general comments regarding servicing likely won't change though. The land use analysis should remain relevant for some time, though some policy could be refined as Provincial and local policies change over time.

Mayor Heffer thanked Ms. Burns for the presentation.

7.2 PUBLIC WORKS

7.2.1 Operations Report

A report was presented by Director of Public Works Mike Alcock in this regard for the information of Council.

Councillor Nelemans asked if the truck that overturned on C-Line Road did a lot of damage to the road. Mr. Alcock speculated that there was some, but that much more damage will come as there will be likely be excavation taking place as part of the clean up effort to remove fuel contamination. Councillor Nelemans asked if the water in the area drains to elsewhere, and Mr. Alcock stated that he believed that it did not.

7.2.2 Service Line Warranties – Proposed Agreement

A report was presented by Director of Public Works Mike Alcock in this regard.

Mr. Alcock explained that staff had reviewed the proposed agreement and recommend approval.

Councillor Freiburger asked if the office staff or whoever might receive inquiries from ratepayers would be able to provide answers on the program. Mr. Alcock explained that staff will be able to confirm that the program is legitimate and endorsed by the Municipality, but all inquiries regarding details of the program will be referred to Service Line Warranties Canada.

Councillor Nelemans suggested the program should be explained in the next newsletter. Mr. Alcock confirmed that staff will include information regarding the program and the exact nature of the Municipality's relationship to it in the next newsletter.

Motion 31-2021

*Moved by Jim Nelemans
Seconded by Kevin Freiburger*

THAT leave be given to introduce By-Law # 09-2021, being a by-law to to authorize a marketing license agreement between the Municipality of Morris-Turnberry and service Line Warranties of Canada Inc., and that it now be read severally a first, second, and third time, and finally passed this 2nd day of February 2021.

Carried.

7.3 CLERK

7.3.1 COVID-19 Update

A report was presented by CAO/Clerk Trevor Hallam in this regard for the information of Council.

There were no questions or comments from Council.

7.4 TREASURER

7.4.1 Council Remuneration Report

A report prepared by Treasurer Sean Brophy in this regard was presented by Mr. Hallam for the information of Council.

There were no questions or comments from Council.

8.0 BUSINESS

8.1 Augusta Street Road Allowance

A report was presented by CAO/Clerk Trevor Hallam outlining the two options for the disposition of the Augusta Street road allowance as proposed by both the developer and the owners of 208 Augusta.

Mr. Hallam explained that the Official Plan Amendment application submitted for the development requests relief from the requirement for contingency septic tile bed areas on the lots. If such relief is granted by Council at the time of considering the application, then the road could be divided between the two parties with minimal impact on the development. Council expressed support for the exception in principle. Mayor Heffer explained that the issue of contingency beds will be reviewed by County Council as well.

Councillor Nelemans asked if the County would have the ability to overrule Council and require the contingency bed areas. Mr. Hallam explained that if the application did go before County Council, they have historically been sympathetic to the wishes of local Councils.

Mayor Heffer asked Council if, considering the information provided and the contingency bed issue, option 1 might allow the project to move forward.

Steven Michie commented that if the requirement for contingency bed tile areas was removed, he would be agreeable to option 1.

Motion 32-2021

*Moved by Kevin Freiburger
Seconded by Jamie McCallum*

THAT the Council of the Municipality of Morris-Turnberry hereby directs staff to proceed with option 1 as presented in the staff report on the disposition of the Augusta Street road allowance.

Carried.

8.2 2021 Tax Installment Due Dates

A report prepared by Tax Collector Kelly Tiffin in this regard was presented by Mr. Hallam.

Councillor Nelemans agreed that it made sense to adjust the due date for the first installment to March.

Deputy Mayor Zinn asked for clarification that the change would take place 2022. Mayor Heffer confirmed that was the case.

Motion 33-2021

*Moved by Jim Nelemans
Seconded by Jamie McCallum*

THAT the Council of the Municipality of Morris-Turnberry hereby establishes the tax installment due dates for 2021 as the last Thursdays of April, June, September, and November.

AND FURTHER THAT notice be given that the tax installment due dates for 2022 and thereafter shall fall on the last Thursdays of March, June, September, and November.

Carried.

8.3 Interim Tax Levy

A report prepared by Tax Collector Kelly Tiffin in this regard was presented by Mr. Hallam.

There were no questions or comments from Council.

Motion 34-2021

*Moved by Kevin Freiburger
Seconded by Sharen Zinn*

THAT leave be given to introduce By-Law # 08-2021, being a by-law to provide for interim tax levies for the year 2021 for the Municipality of Morris-Turnberry, and that it now be read severally a first, second, and third time, and finally passed this 2nd day of February 2021.

Carried.

8.4 Henderson Municipal Drain Tenders

A report was presented by CAO/Clerk Trevor Hallam in this regard.

Mayor Heffer commented that it was good to see projects come in under the estimate like this.

Motion 35-2021

*Moved by Jim Nelemans
Seconded by Jamie McCallum*

THAT the Council of the Municipality of Morris-Turnberry hereby accepts the tender of Robinson Farm Drainage Limited in the amount of \$235,506.00 excluding HST for the work on the Henderson Municipal Drain.

Carried.

8.5 Thompson Lamont Deyell Municipal Drain Tenders

A report was presented by CAO/Clerk Trevor Hallam in this regard.

Motion 36-2021

*Moved by Sharen Zinn
Seconded by Jamie McCallum*

THAT the Council of the Municipality of Morris-Turnberry hereby accepts the tender of Ryan Construction Limited in the amount of \$18,881.00 excluding HST for the work on the Thompson Lamont Deyell Municipal Drain.

Carried.

COUNCIL REPORTS

Sharen Zinn

No report.

Jamie McCallum

No report.

Jim Nelemans

Attended a meeting of the Belmore Recreation Board electronically.

Kevin Freiburger

January 27th, attended a Maitland Valley Conservation Authority Board Meeting.

Jamie Heffer

No report.

9.0 CORRESPONDENCE, MINUTES, ITEMS FOR INFORMATION

- 9.1 Board Meeting Highlights – AMDSB – January 26, 2021
- 9.2 Report – OPP 4th Quarter Calls for Service 2020
- 9.3 Monthly Report –December 2020 - Belgrave Water System
- 9.4 Resolution – Insurance Rates - Municipality of Charlton and Dack
- 9.5 Outstanding Action Items

Motion 37-2021

*Moved by Kevin Freiburger
Seconded by Jim Nelemans*

THAT The Council of the Municipality of Morris-Turnberry hereby supports and endorses the resolution of the Municipality of Charlton and Dack requesting that the Government of Ontario review the Association of Municipalities of Ontario's seven recommendations to address insurance issues and to investigate the unethical practice of preferred vendors who are paid substantial amounts over industry standards, despite COVID 19 delays, as insurance premiums will soon be out of reach for many communities;

AND FURTHER THAT a copy of this resolution be forwarded to Lisa Thompson, MPP and the Municipality of Charlton and Dack.

Carried.

Councillor McCallum requested clarification from Mayor Heffer regarding comments Central Huron Mayor Ginn made at the ROMA Conference about municipalities working together, and whether he had further information or whether it might have an effect on the municipalities efforts to work on servicing agreements? Mayor Heffer explained that there was a motion to look at county working with other municipalities.

10.0 NEW BUSINESS

None.

11.0 BY-LAWS AND AGREEMENTS

- 11.1 06-2021 Septic Decommissioning Agreement

To satisfy a condition of severance C70-2020 an agreement was drafted by staff to allow for the removal of a septic tank at the time of the construction of a house and installation of a new septic system. The new owner of the severed parcel cannot begin construction until the severance and purchase of the property is complete, and the property cannot be sold until the severance is finalized. The severance cannot be finalized until the septic system is addressed. Staff feel the agreement meets the conditions of the severance.

Motion 38-2021

*Moved by Jamie McCallum
Seconded by Sharen Zinn*

THAT leave be given to introduce By-Law # 06-2021, being a by-law to authorize an agreement for the decommissioning and removal of a septic tank located at Concession 3, South Part of Lot 10, Morris Ward, and that it now be read severally a first, second, and third time, and finally passed this 2nd day of February 2021.

Carried.

11.2 07-2021 Blyth Creek Municipal Drain Final Levy

Work has been completed on the Blyth Creek Municipal Drain, and all associated costs have been accounted for. By-law 07-2021 provides for the levying of assessments as provided by the engineer. Not shown on the assessment schedule is a grant from the Huron Clean Water Project in the amount of \$25,804.50 that will be distributed and credited to landowners at the time of invoicing.

Motion 39-2021

*Moved by Jim Nelemans
Seconded by Sharen Zinn*

THAT leave be given to introduce By-Law # 07-2021, being a by-to amend by-law 40-2018 of the Municipality of Morris-Turnberry based on actual costs incurred for constructing the Blyth Creek Municipal Drain 2018, and that it now be read severally a first, second, and third time, and finally passed this 2nd day of February 2021.

Carried.

*** Mayor Heffer called for a 5-minute recess at 9:00 p.m. ***

12.0 **CLOSED SESSION**

12.1 Enter closed session

Motion 40-2021

*Moved by Jamie McCallum
Seconded by Kevin Freiburger*

THAT the Council of the Municipality of Morris-Turnberry enter a closed session, with the CAO/Clerk remaining in attendance at 9:03 p.m. for the purpose of discussing confidential matters pursuant to the following sections of the Municipal Act:

1. *Section 239 (2) (k) regarding negotiations to be carried on by the municipality.*

Carried.

12.2 Return to Open Session

Motion 41-2021

*Moved by Kevin Freiburger
Seconded by Sharen Zinn*

THAT the Council of the Municipality of Morris-Turnberry rise from a closed session at 9:17 p.m.

Carried.

12.3 Report and Action from Closed Session

Council discussed two matters regarding negotiations to be carried on by the Municipality.

13.0 CONFIRMING BY-LAW

Motion 42-2021

*Moved by Jim Nelemans
Seconded by Sharen Zinn*

THAT leave be given to introduce By-Law # 10-2021, being a by-law to confirm the proceedings of the Municipality of Morris-Turnberry meeting of Council held on February 2nd, 2021, and that it now be read severally a first, second, and third time, and finally passed this 2nd day of February 2021.

Carried.

14.0 ADJOURNMENT

Motion 43-2021

*Moved by Kevin Freiburger
Seconded by Jamie McCallum*

THAT the Council of the Municipality of Morris-Turnberry does now adjourn at 9:18 pm.

Carried.

NEXT MEETINGS:

Regular Meeting of Council - Tuesday, February 16th, 2021, 7:30 pm
Regular Meeting of Council - Tuesday, March 2nd, 2021, 7:30 pm

Mayor, Jamie Heffer

Clerk, Trevor Hallam