



## MUNICIPALITY OF MORRIS-TURNBERRY

### COUNCIL MINUTES

Tuesday, December 21<sup>st</sup>, 2021, 7:30 pm

The Council of the Municipality of Morris-Turnberry met electronically in regular session on the 21<sup>st</sup> day of December 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
Kirk Livingston	CBO/Drainage Superintendent/By-law and Property Standards Enforcement Officer

#### **Others in Attendance**

Mike Wilson	Wingham Advance Times
Denny Scott	Blyth Citizen

#### **1.0 CALL TO ORDER**

Mayor Heffer called the meeting to order at 7:30 pm.

Mayor Heffer noted that Mike Wilson of the Wingham Advance Times disclosed the use of recording equipment for the purpose of writing articles to the Clerk in advance of the meeting.

#### **2.0 ADOPTION OF AGENDA**

*Motion 286-2021*

*Moved by Kevin Freiburger  
Seconded by Sharen Zinn*

*THAT the Council of the Municipality of Morris-Turnberry hereby adopts the agenda for the meeting of December 21<sup>st</sup>, 2021 as circulated.*

*Carried.*

#### **3.0 DISCLOSURE OF PECUNIARY INTEREST / POTENTIAL CONFLICT OF INTEREST**

Councillor Freiburger declared a pecuniary interest regarding agenda items 8.1 and 8.2, the appointment of G.M. BluePlan as engineer for projects on the Ellison and Pease Municipal Drains.

**4.0 MINUTES**

*Motion 287-2021*

*Moved by Jim Nelemans  
Seconded by Sharen Zinn*

*THAT the Council of the Municipality of Morris-Turnberry hereby adopts the December 7<sup>th</sup>, 2021, Council Meeting Minutes as written.*

*Carried.*

**5.0 ACCOUNTS**

Deputy Mayor Zinn inquired about the amounts paid to KW Office Supply. Mr. Hallam explained that staff were able to source used desks to replace some of the workstations in the office.

Councillor Nelemans asked about the amounts paid to the Ausable Bayfield Conservation Authority. Mr. Hallam explained that the amounts were for services to the Municipality under the service agreement in place for 2022.

*Motion 288-2021*

*Moved by Jamie McCallum  
Seconded by Kevin Freiburger*

*THAT the Council of the Municipality of Morris-Turnberry hereby approves for payment the December 21<sup>st</sup> accounts in the amount of \$229,167.92.*

*Carried.*

**6.0 PUBLIC MEETINGS AND DEPUTATIONS**

None.

**7.0 STAFF REPORTS**

**7.1 CLERK**

**7.1.1 Business Retention and Expansion Survey 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.

**7.2 BUILDING**

**7.2.1 Building Department Transition Update**

A report was presented by Chief Building Official Kirk Livingston to provide an update on the dissolution of the shared services Building Department, Property Standards and By-Law Enforcement, Drainage Superintendent and Zoning Administrator services provided to North Huron.

Mayor Heffer thanked Mr. Livingston for the extra work involved in a successful handoff and from being short staffed over the last months.

**7.3 FINANCE**

**7.3.1 Tax Sale 2021 update**

A report prepared by Tax Collector Kelly Tiffin in this regard was presented by Mr. Hallam for the information of Council.

There were no questions or comments from Council.

## 8.0 **BUSINESS**

Councillor Freiburger muted his microphone and abstained from participating in the discussions that followed due to the previously declared pecuniary interest.

### 8.1 Ellison Engineer Appointment

At the November 2<sup>nd</sup> meeting, council received a Notice of Request for Drain Improvement for the Ellison Municipal Drain submitted by H.J. Sieber Farms Ltd for South Part Lot 4, Concession 7 under Section 78(1) of the Drainage Act and supported proceeding with the work. The Maitland Valley Conservation Authority, the Ontario Ministry of Agriculture Food and Rural Affairs, and parties who requested the improvement were notified of Council's intention to appoint an engineer, and the 30 day notice period prescribed by Section 78(2) of the Drainage Act has now passed. After consultation with the landowner, staff recommend that GM BluePlan be appointed as engineer for the project and be instructed to prepare a report.

*Motion 289-2021*

*Moved by Jim Nelemans  
Seconded by Jamie McCallum*

*That the Council of the Municipality of Morris-Turnberry hereby appoints GM BluePlan Engineering Limited of Listowel to prepare a report for the improvement of the Ellison Municipal Drain under Section 78 of the Drainage Act.*

*Carried.*

### 8.2 Pease Engineer Appointment

At the November 2<sup>nd</sup> meeting, council received a Notice of Request for Drain Improvement for the Pease Municipal Drain submitted by Arnold Egli for North Part Lot 11, Concession 8 under Section 78(1) of the Drainage Act and supported proceeding with the work. The Maitland Valley Conservation Authority, the Ontario Ministry of Agriculture Food and Rural Affairs, and parties who requested the improvement were notified of Council's intention to appoint an engineer, and the 30 day notice period prescribed by Section 78(2) of the Drainage Act has now passed. After consultation with the landowner, staff recommend that GM BluePlan be appointed as engineer for the project and be instructed to prepare a report.

*Motion 290-2021*

*Moved by Sharen Zinn  
Seconded by Jamie McCallum*

*That the Council of the Municipality of Morris-Turnberry hereby appoints GM BluePlan Engineering Limited of Listowel to prepare a report for the improvement of the Pease Municipal Drain under Section 78 of the Drainage Act.*

*Carried.*

Councillor Freiburger resumed participation in the meeting.

### 8.3 2022 Annual Accessibility Plan

The Huron County Accessibility Advisory Committee provided the annual Accessibility Plan for review and adoption. Staff recommended that the plan be adopted as presented, to maintain compliance with the Ontarians with Disabilities Act, 2001, S.O. 2001, c. 32 and Ontario Regulation 191/11.

The Huron County Accessibility Advisory Committee also included an update of its accomplishments in 2021 for the information of Council.

*Motion 291-2021*

*Moved by Jim Nelemans  
Seconded by Sharen Zinn*

*THAT the Council of the Municipality of Morris-Turnberry hereby adopts the 2022 Annual Accessibility Plan as prepared by the Huron County Accessibility Advisory Committee.*

*Carried.*

## 8.4 Borrowing By-Law 2022

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

Deputy Mayor Zinn asked if notice was given regarding the change to the due date for the first tax installment payment from April to March. Mr. Hallam confirmed that notice was provided with both tax mailings in 2021.

*Motion 292-2021*

*Moved by Kevin Freiburger  
Seconded by Jamie McCallum*

*THAT the Council of the Municipality of Morris-Turnberry hereby directs staff to return a by-law authorizing the borrowing of money to meet expenditures of the Municipality for 2022 for consideration at the next meeting of Council.*

*Carried.*

## 8.5 Appointment By-Law Update 2022

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

*Motion 293-2021*

*Moved by Jim Nelemans  
Seconded by Jamie McCallum*

*THAT the Council of the Municipality of Morris-Turnberry hereby directs staff to return a by- to appoint officials, members of committees and boards, and other such persons as are required for the term January 2022 to November 2022 for consideration at the next meeting of Council.*

*Carried.*

## 8.6 First Budget Meeting Date

At the December 7<sup>th</sup> meeting staff asked that consideration be given to setting a date for a special daytime meeting for the purpose of budget deliberations during the week of January 17<sup>th</sup>. Staff request that the date be set at this meeting.

Discussion ensued regarding suitable dates, and the consensus of Council was that an in-person meeting on January 17<sup>th</sup> at 9:00am at the Bluevale Hall would be acceptable to all.

**9.0 COUNCIL REPORTS**

Sharen Zinn

Attended a meeting of the Wingham and Area Health Professionals Recruitment Committee.

Jamie McCallum

No report.

Jim Nelemans

December 20<sup>th</sup> attended a meeting of the Belmore Arena Board.

Kevin Freiburger

December 15<sup>th</sup> attended a meeting of the Maitland Valley Conservation Authority Board.

Jamie Heffer

December 9<sup>th</sup> attended an Emergency Management Program Committee meeting.

## **10.0 CORRESPONDENCE, MINUTES, ITEMS FOR INFORMATION**

- 10.1 Media Release – Resignation - North Perth-North Huron Family Health Team
- 10.2 Media Release – Coldest Night of the Year Wingham – United Way Perth-Huron
- 10.3 Notice of Public Meeting – MV09-2021 – Municipality of Huron East
- 10.4 Board Meeting Highlights – AMDSB Meeting December 7
- 10.5 Monthly Report – Belgrave Water – November
- 10.6 Resolution – National Childcare Program – City of St. Catharines
- 10.7 Outstanding Action Items

*Motion 294-2021*

*Moved by Jamie McCallum  
Seconded by Jim Nelemans*

*That the items of correspondence be filed.*

*Carried.*

## **11.0 NEW BUSINESS**

None.

## **12.0 BY-LAWS AND AGREEMENTS**

- 12.1 Stacey Street upgrade

At the December 7<sup>th</sup> meeting, Council directed staff to return a by-law to authorize an agreement between the Municipality of Morris-Turnberry and Nu-Wood Carpentry for the upgrade of Stacey Street in Lowertown. By-law 66-2021 was presented for consideration.

*Motion 295-2021*

*Moved by Kevin Freiburger  
Seconded by Jim Nelemans*

*THAT leave be given to introduce By-Law # 66-2021, being a by-to authorize the Mayor and Clerk to execute and affix the Corporate Seal to an agreement between the Municipality of Morris-Turnberry and Nu-Wood Carpentry regarding the upgrade of Stacey Street, and that it now be read severally a first, second, and third time, and finally passed this 2<sup>1st</sup> day of December 2021.*

*Carried.*

- 12.2 Septic Removal Agreement

To satisfy a condition of surplus farmhouse severance C64-2021 (Bluevale Farms) at 42514 Amberley Road, an agreement has been drafted to allow for the removal of a septic tank and the installation of a new septic system at the time of renovation of an existing dwelling. The new owner of the retained 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, so staff drafted an agreement for that purpose.

*Motion 296-2021*

*Moved by Sharen Zinn  
Seconded by Kevin Freiburger*

*THAT leave be given to introduce By-Law # 67-2021, being a by-law to authorize an agreement for the decommissioning and removal of a septic tank located at Concession 1, Part of Lots 56 and 57, Turnberry Ward, and that it now be read severally a first, second, and third time, and finally passed this 21<sup>st</sup> day of December 2021.*

*Carried.*

**13.0 CLOSED SESSION**

13.1 Enter closed session.

*Motion 297-2021*

*Moved by Jim Nelemans  
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 8:09 p.m. for the purpose of discussing confidential matters pursuant to the following sections of the Municipal Act:*

- 1. Section 239 (2) (b) regarding personal matters about and identifiable individual.*
- 2. Section 239 (2) (k) regarding negotiations to be carried on the municipality.*

*Carried.*

13.2 Return to open session.

*Motion 298-2021*

*Moved by McCallum  
Seconded by Freiburger*

*THAT the Council of the Municipality of Morris-Turnberry rise from a closed session at 9:13 p.m.*

13.3 Report and Action from Closed Session.

Council discussed the hiring for the position of Administrative Assistant, and negotiations pertaining to the encroachment of a road on private property.

*Motion 299-2021*

*Moved by Jamie McCallum  
Seconded by Kevin Freiburger*

*THAT the Council of the Municipality of Morris-Turnberry does hereby ratify the decision of the CAO/Clerk to hire Kaitlyn Armstrong for the position of Administrative Assistant.*

*Carried.*

**14.0 CONFIRMING BY-LAW**

*Motion 300-2021*

*Moved by Jim Nelemans  
Seconded by Sharen Zinn*

*THAT leave be given to introduce By-Law # 68-2021, being a by-law to confirm the proceedings of the Municipality of Morris-Turnberry meeting of Council held on December 21<sup>st</sup>, 2021, and that it now be read severally a first, second, and third time, and finally passed this 21<sup>st</sup> day of December 2021.*

*Carried.*

**15.0 ADJOURNMENT**

*Motion 301-2021*

*Moved by Kevin Freiburger  
Seconded by Jamie McCallum*

*THAT the Council of the Municipality of Morris-Turnberry does now adjourn at 9:15 pm.*

*Carried.*

**NEXT MEETINGS:**

Regular Meeting of Council - Tuesday, January 11<sup>th</sup>, 2022, 7:30 pm  
Special Meeting of Council - Monday, January 17<sup>th</sup>, 2022, 9:00 am  
Regular Meeting of Council - Tuesday, February 1<sup>st</sup>, 2022, 7:30 pm

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Mayor, Jamie Heffer

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Clerk, Trevor Hallam