

**THE CORPORATION OF THE TOWNSHIP OF ESSA
REGULAR COUNCIL MEETING
WEDNESDAY, JUNE 19, 2019**

MINUTES

A Regular Council meeting was held on Wednesday, June 19, 2019 in the Council Chambers of the Administration Centre, Township of Essa.

In attendance: Mayor Sandie Macdonald
Deputy Mayor Michael Smith
Councillor Keith White
Councillor Henry Sander
Councillor Ron Henderson

Staff in attendance: C. Healey-Dowdall, Chief Administrative Officer
A. Powell, Manager of Planning and Development
B. Morrison, Manager of Public Works
C. Traynor-Richter, Manager of Finance
C. Ross Tustin, Fire Chief
L. Lehr, Clerk

1. OPENING OF MEETING BY THE MAYOR

Mayor Macdonald opened the meeting at 7:03 p.m.

2. DISCLOSURE OF PECUNIARY INTEREST

Deputy Mayor Smith declared an indirect interest on Items 7(a) and 9(b) as he has an active fill permit.

3. ADOPTION OF PREVIOUS MINUTES AND MOTIONS

Resolution No: CR142-2019 Moved by: Smith Seconded by: Sander

*Be it resolved that the motions duly passed and approved at the Committee of the Whole meeting of this date be approved; and
That the minutes of the Committee of the Whole and Regular Council meetings held on the 5th day of June, 2019 be adopted as circulated.*

----Carried----

4. CONSENT AGENDA

Resolution No: CR143-2019 Moved by: Smith Seconded by: Sander

Be it resolved that the items listed in the Consent Agenda dated June 19, 2019 be approved as presented, and that the necessary action be taken.

----Carried----

5. COMMITTEE REPORTS

a. Essa Public Library Board

Resolution No: CR144-2019 Moved by: White Seconded by: Smith

Be it resolved that the minutes of the Essa Public Library Board from their meeting of April 29, 2019 be received.

----Carried----

6. PETITIONS

7. MOTIONS AND NOTICES OF MOTIONS

Deputy Mayor Smith declared an indirect interest on Item 7(a) as he has an active fill permit. He vacated his seat for this portion of the meeting and did not vote or participate in any discussion on the Item.

a. Site Alteration and Fill

Recorded Vote requested by Mayor Macdonald

Resolution No: CR145-2019 Moved by: White Seconded by: Sander

WHEREAS at its meeting of September 16, 2015, Council adopted a Site Alteration and Fill By-law 2015-64, that being a By-law to prohibit or regulate the placing or dumping of fill, soil stripping and/or alteration to the grade of lands in areas of the Township of Essa; and

WHEREAS Council of the Township of Essa wishes to renew its support for enforcement of Site Alteration and Fill By-law No. 2015-64;

NOW THEREFORE BE IT RESOLVED THAT Council hereby confirms that no exemptions or fill permits shall be granted to any applicants with respect to applications for Fill Permits until such time as Council has received a staff report on By-law 2015-64 and considered the recommendations of staff concerning Site Alteration and Fill.

In Favour (of Motion)

Councillor White
Councillor Sander
Mayor Macdonald

Opposed (to Motion)

Councillor Henderson

Abstained from Vote due to Conflict

Deputy Mayor Smith

----Carried----

Deputy Mayor Smith resumed his seat.

b. Ontario Tree Seed Facility (OTSF)

Resolution No: CR146-2019 Moved by: Smith Seconded by: White

WHEREAS Essa Township has hosted the Ontario Tree Seed Facility (OTSF) for the past 97 years in the heart of Angus for the purpose of restoring and serving the forests of Ontario; and

WHEREAS the OTSF has ceased operating, however, the lands, buildings and features remain as significant to the Municipality and present a new opportunity to serve as a hub and provide for needed public space;

NOW THEREFORE BE IT RESOLVED THAT Council of the Township of Essa supports in principle, working with an array of government ministries and public service organizations to collaborate to develop opportunities for the site which are financially sustainable.

----Carried----

8. UNFINISHED BUSINESS

9. BY-LAWS

a. By-law 2019-54

Resolution No: CR147-2019 Moved by: Smith Seconded by: White

Be it resolved that leave be granted to introduce By-law 2019-54, that being a By-law to appoint a Manager of Public Works for the Corporation of the Township of Essa; and, that said By-law be read a first, and taken as read a second and third time and finally passed.

----Carried----

Deputy Mayor Smith declared an indirect interest on Item 9 (b) as he has an active fill permit. He vacated his seat for this portion of the meeting and did not vote or participate in any discussion on the Item.

b. By-law 2019-55

Resolution No: CR148-2019 Moved by: White Seconded by: Sander

Be it resolved that leave be granted to introduce By-law 2019-55, that being a By-law to amend the Township of Essa's Site Alteration and Fill By-law (2015-64); and, that said By-law be read a first, and taken as read a second and third time and finally passed.

----Carried----

Deputy Mayor Smith resumed his seat.

c. By-law 2019-56

Resolution No: CR149-2019 Moved by: Smith Seconded by: White

Be it resolved that leave be granted to introduce By-law 2019-56, that being a By-law to establish and assume for public highway purposes Block 70, Plan 51M-1129, Township of Essa, County of Simcoe; and, that said By-law be read a first, and taken as read a second and third time and finally passed.

----Carried----

d. By-law 2019-57

Resolution No: CR150-2019 Moved by: White Seconded by: Smith

Be it resolved that leave be granted to introduce By-law 2019-57, that being a By-law to authorize the execution of and enter into an Extra-Strength (Sewer) Surcharge Agreement with Georgian Bay Creation Services Limited located at 207 Mill Street, being Lot 26, Plan 1416, Township of Essa, County of Simcoe; and, that said By-law be read a first, and taken as read a second and third time and finally passed.

----Carried----

e. By-law 2019-58

Resolution No: CR151-2019 Moved by: Smith Seconded by: Henderson

Be it resolved that leave be granted to introduce By-law 2019-58, that being a By-law to authorize the execution of and enter into an amending Earthworks Agreement with Brookfield Residential (Ontario) Limited for Part Lot 16, Concession 4, being Parts 1 and 2 on Plan 51R-41377, Township of Essa, County of Simcoe, being all of PIN 58990-0115 (LT), Phase 1 on unregistered M-Plan: Lots 1-119 inclusive, Blocks 120-122 inclusive and Henderson Street, Shorey Lane, Edgar Avenue and Felhazi Trail and Phase 2 on unregistered M-Plan: Lots 1-134 inclusive, Blocks 135 & 136 and Henderson Street and Cochrane Crescent; and, that said By-law be read a first, and taken as read a second and third time and finally passed.

----Carried----

10. QUESTIONS

11. CLOSED SESSION

Resolution No: CR152-2019 Moved by: Sander Seconded by: Smith

Be it resolved that Council proceed to a Closed Session in order to address matters pertaining to personal matters about an identifiable individual, including Municipal or local board employees; labour relations or employee negotiations; and, litigation or potential litigation, including matters before administrative tribunals, affecting the Municipality or local board.

----Carried----

Council moved into Closed Session at 7:13 p.m.

MOTION TO RISE AND REPORT FROM CLOSED SESSION MEETING OF JUNE 19TH, 2019.

Resolution No: CR153-2019 Moved by: Sander Seconded by: Smith

Be it resolved that Council rise and report from the Closed Session Meeting at 7:21 p.m.

----Carried----

- a. **LITIGATION OR POTENTIAL LITIGATION [s. 239(2)(e)]
Confidential Staff Report CAO032-19 submitted by the Chief
Administrative Officer, re: Paterson v. Essa et al.**

Resolution No: CR154-2019 Moved by: Sander Seconded by: Smith

Be it resolved that Confidential Staff Report CAO032-19 be received for information.

----Carried----

- b. **IDENTIFIABLE INDIVIDUALS [s. 239(2)(b)]
LABOUR RELATIONS OR EMPLOYEE NEGOTIATIONS [s. 239(2)(d)]
Confidential Staff Report CAO033-19 submitted by the Chief
Administrative Officer, re: Position of Manager of Parks and Recreation.**

Resolution No: CR155-2019 Moved by: Smith Seconded by: White

*Be it resolved that Confidential Staff Report CAO033-19 be received; and
That the Chief Administrative Officer be authorized to proceed with Option No. 2 as
outlined in this Confidential Report.*

----Carried----

- c. **IDENTIFIABLE INDIVIDUAL [s. 239(2)(b)]
LITIGATION OR POTENTIAL LITIGATION [s. 239(2)(e)]
Re: Notice of Application HRTO 2019-37006-I**

Resolution No: CR156-2019 Moved by: Sander Seconded by: Smith

Be it resolved that the Correspondence dated June 3, 2019, in regards to File 2019-37006-I be received.

----Carried----

12. CONFIRMATION BY-LAW

By-law 2019-59

Resolution No: CR157-2019 Moved by: Smith Seconded by: White

Be it resolved that leave be granted to introduce By-law 2019-59, that being a By-law to confirm the proceedings of the Council and Committee of the Whole meetings held on this 19th day of June, 2019; and that said By-law be read a first, and taken as read a second and third time and finally passed.

----Carried----

13. ADJOURNMENT

Resolution No: CR158-2019 Moved by: Smith Seconded by: Henderson

Be it resolved that this meeting of the Council of the Township of Essa adjourn at 7:24 p.m. to meet again on the 3rd day of July, 2019 following Committee of the Whole.

----Carried----



Sandie Macdonald, Mayor



Lisa Lehr, Clerk