

**THE CORPORATION OF THE TOWNSHIP OF ESSA
REGULAR COUNCIL MEETING
WEDNESDAY, SEPTEMBER 4, 2019**

MINUTES

A Regular Council meeting was held on Wednesday, September 4, 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. Ross Tustin, Fire Chief
J. Coleman, Manager of Parks and Recreation
K. Pascoe, Deputy Clerk
L. Lehr, Clerk

1. OPENING OF MEETING BY THE MAYOR

Mayor Macdonald opened the meeting at 8:35 p.m.

2. DISCLOSURE OF PECUNIARY INTEREST

Deputy Mayor Smith declared an indirect interest on Item 11 (b) as he has an active fill permit.

3. ADOPTION OF PREVIOUS MINUTES AND MOTIONS

Resolution No: CR169-2019 Moved by: Sander Seconded by: Henderson

*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 3rd day of July, 2019 be adopted as circulated.*

----Carried----

4. CONSENT AGENDA

Resolution No: CR170-2019 Moved by: Smith Seconded by: White

Be it resolved that the items listed in the Consent Agenda dated September 4, 2019 be approved as presented, and that the necessary action be taken.

----Carried----

A2 – Support

A5b – Council requested that the Chief Administrative Officer bring a report forward at a future meeting of Council.

5. COMMITTEE REPORTS

a. Nottawasaga Police Services Board

Resolution No: CR171-2019 Moved by: Sander Seconded by: White

Be it resolved that the minutes of the Nottawasaga Police Services Board from their meeting of June 26, 2019 be received.

----Carried----

b. Parks and Recreation Committee

Resolution No: CR172-2019 Moved by: Smith Seconded by: Sander

Be it resolved that the minutes of the Parks and Recreation Committee from their meeting of July 17, 2019 be received.

----Carried----

6. PETITIONS

7. MOTIONS AND NOTICES OF MOTIONS

a. Reaffirmation of Council Support – Baseload Power Corp. Application for Green Initiative (Installation of 2 EV Charging Stations at Thornton Arena)

Resolution No: CR173-2019 Moved by: Smith Seconded by: Sander

WHEREAS at its meeting of May 1, 2019, Council passed Resolution No. CW096-2019 that being a Resolution to support, in principle, the submission of an application by Baseload Power Corp. for a funding opportunity of their green initiative concept as described by Baseload Power Corp., to install an EV Corridor in South-Central Ontario, with two Level 3 Electrical Vehicle Charging Stations being located at the Thornton Arena; and

WHEREAS at its meeting of May 15, 2019, By-law 2019-45 was executed, to authorize the execution of a Memorandum of Understanding between Baseload Power Corp. and the Township of Essa to confirm each Party's intent to enter into a long-term Lease Agreement that would provide Baseload Power Corp. with the right to use land at the Thornton Arena, to install, own and operate the EV Stations, and sets out the key terms and conditions that would form the basis of such Agreement; and

WHEREAS Baseload Power Corp. was declined in Phase I of the funding initiative, however has been notified by NRCAN of a new Funding Opportunity that would better match their Project description;

NOW THEREFORE BE IT RESOLVED THAT Council reaffirms its support of the green initiative concept of Baseload Power Corp. to install two Level 3 Electrical Vehicle Charging Stations at the Thornton Arena, and continues to encourage the Chief Administrative Officer to work with Baseload Power Corp. in support of their funding application for this next round of submissions.

----Carried----

b. Brookvalley Developments (Angus) Ltd.

Resolution No: CR174-2019 Moved by: Henderson Seconded by: Smith

WHEREAS pursuant to a Subdivision Agreement dated the 23rd day of July, 2008, and registered July 25th, 2008, the Township agreed to the development of a residential plan of subdivision on lands in the Township described as Lots 1 through 67, and Blocks 68 through 78, on Plan 51M-912; and

WHEREAS Brookvalley Developments (Angus) Ltd. has met all of the obligations set out in the Subdivision Agreement as well as all Subdivision Agreement Amendments, and the Township has fulfilled its obligations to require Brookvalley Developments (Angus) Ltd. to comply with the Subdivision Agreement registered as Instrument No. SC666539, as well as all Subdivision Agreement Amendments set out herein, and all requirements have been completed to date;

NOW THEREFORE BE IT RESOLVED THAT the Township of Essa and its successors release and forever discharge Brookvalley Developments (Angus) Ltd., their successors and assigns, and Brookvalley Developments (Angus) Ltd., their successors and assigns, release and forever discharge the Corporation of the Township of Essa and its successors, from the enforcement of the performance of the terms of a Subdivision Agreement made between the Corporation of the Township of Essa and Brookvalley Developments (Angus) Ltd. dated the 23rd day of July, 2008 and registered in the Land Registry Office on July 25th, 2008, as Instrument No. SC666539, and all Subdivision Agreement Amendments including Subdivision Agreement Amendment #1, and affecting the lands and premises set out above and provide for a Mutual General Full and Final Release of which the Mayor and Clerk are authorized to execute.

----Carried----

8. UNFINISHED BUSINESS

9. BY-LAWS

a. By-law 2019-63

Resolution No: CR175-2019 Moved by: Henderson Seconded by: White

Be it resolved that leave be granted to introduce By-law 2019-63, that being a By-law to authorize the Mayor and Clerk to enter into a Lease Agreement with Skate Doctor for use of the Pro Shop at the Angus Recreation Centre; and, that said By-law be read a first, and taken as read a second and third time and finally passed.

----Carried----

b. By-law 2019-64

Resolution No: CR176-2019 Moved by: Sander Seconded by: Smith

Be it resolved that leave be granted to introduce By-law 2019-64, that being a By-law to authorize the Mayor and Clerk to enter into a Lease Agreement with Debbie Floyd for the use and lease of the Concession Booth at the Angus Recreation Centre; 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

Deputy Mayor declared an indirect interest on Item 11 (b) of Closed Session as he has an active fill permit. He vacated his seat and left Council Chambers for the portion of the meeting on Item 11 (b), and did not participate in any discussion or vote on the Item.

Resolution No: CR177-2019 Moved by: Sander Seconded by: Henderson

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

----Carried----

Council moved into Closed Session at 8:50 p.m.

**MOTION TO RISE AND REPORT FROM CLOSED SESSION MEETING OF
SEPTEMBER 4TH, 2019.**

Resolution No: CR178-2019 Moved by: Henderson Seconded by: Smith

Be it resolved that Council rise and report from the Closed Session Meeting at 9:34 p.m.

----Carried----

- a. IDENTIFIABLE INDIVIDUAL [s. 239(2)(b)]
Confidential Staff Report PW028-19 submitted by the Manager of Public Works, re: Resident's Request for a Reduction in Waste/Sewer Charges due to Extenuating Circumstances.**

Resolution No: CR179-2019 Moved by: Smith Seconded by: Sander

Be it resolved that Confidential Staff Report PW028-19 be received; and That the Manager of Public Works be authorized to proceed with Option No. 2 as outlined in this Confidential Report.

----Carried----

Deputy Mayor Smith declared an indirect interest of Item 11(b). He vacated his seat and exited Council Chambers for this portion of the meeting. He did not vote or participate in any discussion on this Item.

- b. LITIGATION OR POTENTIAL LITIGATION [s. 239(2)(e)]
Confidential Staff Report CAO038-19 submitted by the Chief
Administrative Officer, re: Fill By-law and/or 6651 3rd Line.**

Resolution No: CR180-2019 Moved by: Henderson Seconded by: Sander

*Be it resolved that Confidential Staff Report CAO038-19 be received; and
That the Chief Administrative Officer be authorized to proceed with Option No. 2 as
outlined in this Confidential Report.*

----Carried----

Deputy Mayor Smith resumed his seat for the remainder of the meeting.

- c. IDENTIFIABLE INDIVIDUAL [s. 239(2)(b)]
Correspondence from the Information and Privacy Commissioner of
Ontario (IPC), re: Complaint MC19-00057.**

Resolution No: CR181-2019 Moved by: Sander Seconded by: Henderson

*Be it resolved that Correspondence dated August 21, 2019, in regards to Complaint
MC19-00057 be received for information.*

----Carried----

- d. IDENTIFIABLE INDIVIDUAL [s. 239(2)(b)]
Verbal Report from Mayor Macdonald, re: Correspondence from
Identifiable Individuals.**

Resolution No: CR182-2019 Moved by: Smith Seconded by: White

Be it resolved that the verbal report from Mayor Macdonald be received.

----Carried----

12. CONFIRMATION BY-LAW

By-law 2019-65

Resolution No: CR183-2019 Moved by: Sander Seconded by: Smith

*Be it resolved that leave be granted to introduce By-law 2019-65, that being a By-law to
confirm the proceedings of the Council and Committee of the Whole meetings held on
this 4th day of September, 2019; and that said By-law be read a first, and taken as read
a second and third time and finally passed.*

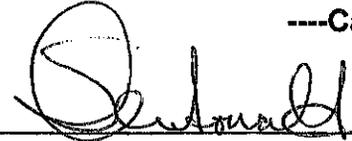
----Carried----

13. ADJOURNMENT

Resolution No: CR184-2019 Moved by: Smith Seconded by: Henderson

Be it resolved that this meeting of the Council of the Township of Essa adjourn at 9:37 p.m. to meet again on the 18th day of September, 2019 following Committee of the Whole.

----Carried----



Sandie Macdonald,
Mayor



Lisa Lehr
Clerk