



TOWNSHIP OF WILMOT

Council Meeting Minutes

Monday, February 12, 2018

Regular Council Meeting

Council Chambers

7:00 P.M.

Members Present: Mayor L. Armstrong, Councillors A. Junker, P. Roe, B. Fisher and J. Gerber

Regrets: Councillor M. Murray

Staff Present: Chief Administrative Officer G. Whittington, Director of Clerk's Services B. McLeod, Deputy Clerk D. Mittelholtz, Director of Public Works J. Molenhuis, Director of Facilities and Recreation Services S. Nancekivell, Director of Development Services H. O'Krafka, Fire Chief R. Leeson, Director of Finance P. Kelly, Director/Curator of Castle Kilbride T. Loch, Senior MLEO D. Wallace, MLEO E. Merritt

- 1. MOTION TO CONVENE INTO CLOSED SESSION (IF NECESSARY)**
- 2. MOTION TO RECONVENE IN OPEN SESSION (IF NECESSARY)**
- 3. MOMENT OF SILENCE**
- 4. ADDITIONS TO THE AGENDA**

- 4.1 BYLAWS – Item 11.5 By-law No. 2018-11 – Being a By-law to Execute an Agreement with the Ontario Ministry of Transportation**

Resolution No. 2018-016

Moved by: P. Roe

Seconded by: A. Junker

THAT Item 11.5 be added to the agenda under BYLAWS – By-law No. 2018-11 – Being a By-law to Execute an Agreement with the Ontario Ministry of Transportation.

CARRIED.

5. DISCLOSURE OF PECUNIARY INTEREST UNDER THE MUNICIPAL CONFLICT OF INTEREST ACT

None disclosed.

6. MINUTES OF PREVIOUS MEETINGS

6.1 Council Meeting Minutes January 15, 2018

Resolution No. 2018-017

Moved by: B. Fisher

Seconded by: J. Gerber

THAT the minutes of the following meetings be adopted as presented:

Council Meeting January 15, 2018.

CARRIED.

7. PUBLIC MEETINGS

8. PRESENTATIONS/DELEGATIONS

9. REPORTS

9.1 CAO – no reports

9.2 CLERKS

9.2.1 REPORT NO. CL 2018-04

Proposed Policy for Recounts in a Municipal Election

Resolution No. 2018-018

Moved by: A. Junker

Seconded by: P. Roe

THAT the Recount Policy for Municipal Elections attached as Schedule A to By-law 2018-07 be endorsed.

CARRIED.

The Deputy Clerk highlighted the report.

Council J. Gerber noted his endorsement of having a pre-established standard in place for when the results of a Municipal Election would be reviewed and to have them in place in advance of the Nomination period.

Mayor L. Armstrong concurred that having a policy in place to provide clarification is desirable.

9.2.2 REPORT CL 2018-05

Proposed Amending By-law to Traffic and Parking By-law 2016-52, Schedule A - Set Fines

Resolution No. 2018-019

Moved by: A. Junker

Seconded by: B. Fisher

THAT Schedule 25 to By-law 2016-52, Being a By-law to Regulate Traffic and Parking on Highways in the Township of Wilmot, be adopted as presented.

CARRIED, AS AMENDED.

Mayor L. Armstrong clarified for Councillor B. Fisher that Item # 61 would not include Uber as they do not respond at taxi stands.

The Senior MLEO confirmed for Councillor B. Fisher that Item # 39 would not include recreational or house trailers if they are shorter in length than stated in the By-law. Any trailer would be subject to all other applicable restrictions within the By-law such as impeding entrance on to the roadway. He further stated that the Traffic and Parking By-law is reviewed every five years with a Regional working-group to standardize the Traffic and Parking By-laws, where possible.

Mayor L. Armstrong requested that staff investigate the inclusion of recreational and house trailers with the Regional Traffic and Parking By-law working group.

In response to Councillor A. Junker, the Senior MLEO advised that the three hour parking restriction has been removed from the Township's Traffic and Parking By-law. He further noted that, when inquiries are received about commercial trailers, the owner/operators are approached about the inquiry in the interest of being good corporate citizens.

The Director of Clerk's Services confirmed for Councillor J. Gerber that the recommendation should read "Schedule 25" not "Schedule A."

Mayor L. Armstrong noted that he was pleased to see the inclusion of Item # 50 concerning stopping on or over a railway track.

9.3 FINANCE

9.3.1 REPORT NO. FIN 2018-11

2018 Municipal Budget

Resolution No. 2018-020

Moved by: J. Gerber

Seconded by: P. Roe

THAT the 2018 Municipal Budget dated February 5, 2018, as recommended by the Ad Hoc Budget Advisory Committee, be approved; and further

THAT the Director of Finance be authorized to prepare the necessary levying by-law to raise \$7,709,930 for Township purposes from general taxation.

CARRIED.

The Director of Finance highlighted the report.

Councillor B. Fisher noted the great effort from staff in creating efficiencies to assist in keeping the tax levy increase low while moving ahead with capital projects and keeping healthy reserve funds.

Councillor A. Junker echoed the comments from Councillor B. Fisher and noted the savings to Wilmot residents by not carrying a heavy debt burden despite having an active capital program. He thanked staff for their efforts.

Mayor L. Armstrong concurred with Councillors B. Fisher and A. Junker on the work done for the 2018 Budget and the benefits of not incurring debt. He noted the great work from

staff overall but further commented on the Wilmot Recreation Complex, a municipal facility that is praised and appreciated by residents and surrounding municipalities. He asked that the Directors let their staff know of Council's appreciation.

Mayor L. Armstrong also praised Council for their efforts in guiding staff to continue fiscal responsibility.

9.3.2 REPORT NO. FIN 2018-12

Weiss Municipal Drain – Actual Cost By-Law

Resolution No. 2018-021

Moved by: A. Junker

Seconded by: B. Fisher

THAT Report FIN 2018-12 prepared by the Director of Finance, relative to the Weiss Municipal Drain, be received for information purposes.

CARRIED.

The Director of Finance highlighted the report.

9.4 PUBLIC WORKS – no reports

9.5 DEVELOPMENT SERVICES – no reports

9.6 FACILITIES AND RECREATION SERVICES

9.6.1 REPORT NO. PRD 2018-01

Facilities & Recreation Services Quarterly Activity Reports

Resolution No. 2018-022

Moved by: J. Gerber

Seconded by: A. Junker

THAT the Facilities & Recreation Services Activity Reports for the fourth quarter of 2017 be received for information.

CARRIED.

Councillor B. Fisher thanked the Director of Facilities and Recreation Services for the thorough report and inquired about the approach being taken for the theft of the aluminum seat planks from the bleachers at Norm S. Hill Park. The Director responded by stating that a contractor will be repairing the bleachers in a manner that will prevent future occurrences.

9.7 FIRE – no reports

9.8 CASTLE KILBRIDE – no reports

10. CORRESPONDENCE

10.1 Heritage Wilmot Advisory Committee - Meeting Minutes, January 10, 2018

**10.2 Grand River Conservation Authority – GRCA Current, January, 2018
Resolution No. 2018-023**

Moved by: B. Fisher

Seconded by: P. Roe

THAT Correspondence Items 10.1 and 10.2 be received for information.

CARRIED.

In response to Councillor B. Fisher, the Curator/Director of Castle Kilbride advised that Castle Kilbride was the only property in Wilmot identified on the Regional list at this time. Castle Kilbride designation is a Federal heritage designation and the inclusion on the proposed Regional list would not change that. She noted that the Heritage Wilmot Advisory Committee is drafting comments to the Region's proposal.

**10.3 Association of Municipalities of Ontario – Resolution of Support for
Fire-Medic Protection for Municipal Governments**

Resolution No. 2018-024

Moved by: B. Fisher

Seconded by: J. Gerber

WHEREAS Bill 160, the Strengthening Quality and Accountability for Patients Act amended the Ambulance Act to permit the Ministry of Health and Long Term Care to enable two pilot projects hosted by willing municipal governments to allow fire fighters, certified as paramedics, to treat patients while on duty with a fire department; and

WHEREAS the Government of Ontario is committed to proceeding with the pilots and enabling the fire-medical model despite the absence of objective evidence to show that it would improve patient outcomes or response times; and

WHEREAS the current interest arbitration model, particularly in the fire services sector, allows arbitrators to impose awards on unwilling employers that directly impact the employer's ability to determine how it will deploy its workforce, as evidenced by the experience of many municipalities in regards to the 24-hour shift; and

WHEREAS in the absence of legislative protection, unwilling municipalities may be forced to enter into a pilot or adopt a fire-medical model as a result of interest arbitration; and

WHEREAS the Association of Municipalities of Ontario and its municipal members have called on the Government of Ontario to introduce legislative amendments to the Fire Protection and Prevention Act, 1997 and the Ambulance Services Collective Bargaining Act to preclude arbitrators from expanding the scope of work for fire fighters and paramedics respectively through interest arbitration awards; and

WHEREAS there is precedent for a restriction on the scope of jurisdiction of arbitrators in section 126 of the Police Services Act which precludes arbitrators from amending the core duties of police officers; and

WHEREAS the Government of Ontario has committed that no unwilling municipal government will have a fire-medical pilot or program imposed upon them.

NOW THEREFORE be it resolved that:

1. The Township of Wilmot calls on the Government of Ontario to act immediately so that legislative amendments, that will protect unwilling municipalities from being forced by arbitrators to have a fire-medical pilot or program, are placed within the upcoming Budget Bill before the Ontario Legislature rises for the provincial election.
2. A copy of this resolution be forwarded to Premier Kathleen Wynne, Office of the Premier; Hon. Dr. Eric Hoskins, Minister of Health and Long Term Care; Hon. Marie-France Lalonde, Minister of Community Safety and Correctional Services; Hon. Kevin Flynn, Minister of Labour, Hon. Bill Mauro, Minister of Municipal Affairs; Michael Harris, Member of Provincial Parliament; and the Association of Municipalities of Ontario.

CARRIED.

11. BY-LAWS

11.1 By-law No. 2018-06 – Actual Cost Levy for the Weiss Municipal Drain

11.2 By-law No. 2018-07 – Recount Policy for Municipal Elections

11.3 By-law No. 2018-08 – Water and Sanitary Fees and Charges By-law

11.4 By-law No. 2018-09 – By-law to Amend the Traffic and Parking By-law

11.5 By-law No. 2018-11 - Being a By-law to Execute an Agreement with the Ontario Ministry of Transportation

Resolution No. 2018-025

Moved by: P. Roe

Seconded by: B. Fisher

THAT By-law Nos. 2018-06, 2018-07, 2018-08, 2018-09 and 2018-11 be read a first, second and third time and finally passed in Open Council.

CARRIED.

12. NOTICE OF MOTIONS

- 12.1 Councillor J. Gerber circulated a Notice of Motion concerning High Speed Rail for consideration at the February 26, 2018 Council Meeting. He noted that members of Council have received numerous inquiries on this matter and its potential impacts for rural municipalities.

Mayor L. Armstrong concurred that this topic has been raised by several rural municipalities but he feels it is not a project that will occur quickly. He did emphasize that public input should be sought.

13. QUESTIONS/NEW BUSINESS/ANNOUNCEMENTS

- 13.1 Councillor J. Gerber thanked Mrs. McLeod for her years of service, noting that this would be her last meeting attending as the Director of Clerk's Services. He stated his appreciation for her guidance and calm demeanor over the years and that she will be missed.

Councillor A. Junker echoes the sentiments of Councillor J. Gerber and reminisced to her earlier position with the Township in Public Works. He noted that he has always found her easy to work with and that she had the ability to get work done and to get it done well.

Councillor P. Roe concurred with the earlier statements and expressed his admiration for Mrs. McLeod being able to work efficiently and diplomatically. He wished her well in retirement with plenty of time to pursue her hobbies.

Councillor B. Fisher also expressed that he would miss working with Mrs. McLeod and stated how she has been a great asset to Council and the Township.

Mayor L. Armstrong noted how Mrs. McLeod has been a great help to him as a Member of Council and he appreciated all of her assistance. He noted her wealth of knowledge and that the Township was fortunate to have her as an employee for twenty-seven years. He wished her well in her retirement.

Mrs. McLeod thanked Council and the Township for the opportunities she has had as an employee and expressed her appreciation for the wonderful sentiments.

13.2 Councillor A. Junker reminded Council that the Heritage Wilmot Advisory Committee will be hosting Heritage Day on February 24, 2018 at the New Dundee Community Centre.

13.3 Councillor A. Junker inquired as to the location of the proposed multi-use trail in the employment lands. The Director of Development Services stated that it is anticipated to be part of the road allowance, on municipal property but not on the roadway itself. He added that it would be part of the public process when the plan of subdivision is submitted and considered by Council.

Mayor L. Armstrong cited an example for a similar design would be Fischer-Hallman Road between Highland Road and Victoria Street in Kitchener. The Director of Development Services also noted an example in Elmira on the north side of Arthur Street.

Councillor A. Junker concurred that the separation from the roadway is desirable as it may become a high traffic area.

- 13.4 Councillor P. Roe advised that he will not be able to attend the February 26, 2018 Council Meeting but that he wishes to extend his support to the many community organizations receiving municipal grants.

14. BUSINESS ARISING FROM CLOSED SESSION

15. CONFIRMATORY BY-LAW

15.1 By-law No. 2018-10

Resolution No. 2018-026

Moved by: J. Gerber

Seconded by: P. Roe

THAT By-law No. 2018-10 to Confirm the Proceedings of Council at its Meeting held on February 12, 2018 be introduced, read a first, second, and third time and finally passed in Open Council.

CARRIED.

16. ADJOURNMENT

Resolution No. 2018-027

Moved by: B. Fisher

Seconded by: A. Junker

THAT we do now adjourn to meet again at the call of the Mayor.

CARRIED.

Mayor

Clerk