



TOWNSHIP OF WILMOT

Council Meeting Minutes **Monday, November 2, 2020** **Council Meeting** **Electronic Online Participation** **7:00 P.M.**

Members Present: Mayor L. Armstrong, Councillors A. Hallman, C. Gordijk, B. Fisher, J. Gerber and J. Pfenning

Staff Present: Chief Administrative Officer G. Whittington, Director of Information and Legislative Services D. Mittelholtz, Director of Public Works J. Molenhuis, Director of Parks, Facilities and Recreation S. Jackson, Director of Development Services H. O’Krafka, Director of Corporate Services / Treasurer P. Kelly, Fire Chief R. Leeson, Director / Curator Castle Kilbride T. Loch, Manager of Municipal Law Enforcement E. Merritt, Manger of Accounting / Deputy Treasurer A. Romany, Manager of Customer Service and Community Development M. Jones

1. MOTION TO CONVENE INTO CLOSED SESSION

Resolution No. 2020-176

Moved by: Councillor B. Fisher

Seconded by: Councillor J. Gerber

THAT a Closed Meeting of Council be held on Monday, November 2, 2020 at 5:30 p.m. in accordance with Section 239(2) of the Municipal Act, 2001, for the purposes of:

- (f) advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

CARRIED.

2. MOTION TO RECONVENE IN OPEN SESSION

Resolution No. 2020-177

Moved by: Councillor C. Gordijk Seconded by: Councillor J. Pfenning

THAT Council reconvenes in Open Session at 7:10 p.m.

CARRIED.

3. MOMENT OF SILENCE

4. LAND ACKNOWLEDGEMENT

4.1 Councillor J. Gerber read the Land Acknowledgement.

5. ADDITIONS TO THE AGENDA

**5.1 REPORTS – Item 11.3.2 Report No. ILS 2020-32
Regional Council Composition Review**

Resolution No. 2020-178

Moved by: Councillor J. Pfenning Seconded by: Councillor A. Hallman

THAT Item 11.2.2 be added to the agenda under REPORTS as Report No. ILS 2020-32, Regional Council Composition Review.

CARRIED.

**6. DISCLOSURE OF PECUNIARY INTEREST UNDER THE MUNICIPAL
CONFLICT OF INTEREST ACT**

7. MINUTES OF PREVIOUS MEETINGS

7.1 Council Meeting Minutes October 19, 2020

Resolution No. 2020-179

Moved by: Councillor C. Gordijk Seconded by: Councillor J. Pfenning

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

Council Meeting October 19, 2020.

CARRIED.

8. PUBLIC MEETINGS**8.1 REPORT NO. DS 2020-024****Zone Change Application 08/20****Damian Jaworski****Block 99, Plan 58M-414 and Lot 12, Plan 1366****Corner of Astor Cres. and Forrest Ave. E., New Hamburg****Resolution No. 2020-180****Moved by: Councillor B. Fisher****Seconded by: Councillor C. Gordijk**

THAT Report DS 2020-024 be received for information.

CARRIED.

Mayor L. Armstrong declared the public meeting open and stated that Council would hear all interested parties who wished to speak. He indicated that if the decision of Council is appealed to the Local Planning Appeal Tribunal, the Tribunal has the power to dismiss an appeal if individuals do not speak at the public meeting or make written submissions before the by-law is passed.

Mayor L. Armstrong stated that persons attending as delegations at this meeting are required to leave their names and addresses which will become part of the public record and advised that this information may be posted on the Township's official website along with email addresses, if provided.

The Manager of Planning / EDO outlined the report.

Registered Delegations

Mr. Ian and Mrs. Natasha Burt appeared as a delegation expressing their concerns for the safety of children on the street should the zoning be approved. They noted their concerns of added traffic and additional cars. They also noted their concerns for property values with the addition of an apartment building on the street.

Mr. Damien Jaworski appeared as a delegation and responded to questions from Council concerning the application. Mr. Jaworski confirmed that the development would be retained as a rental property with the goal of affordability. He also noted that the proposed development will include 3 one bedroom apartments, 3 three bedroom and 6 two bedroom apartments.

8.2 Nachurs Alpine Municipal Drain Court of Revision

8.2.1 Motion to Convene Into Court Of Revision for the Nachurs Alpine Municipal Drain

Resolution No. 2020-181

Moved by: Councillor C. Gordijk Seconded by: Councillor B. Fisher

That a Court of Revision now be called for the purposes of the Nachurs Alpine Municipal Drain.

CARRIED.

8.2.2 Motion to Reconvene Into Open Session of Council

Resolution No. 2020-182

Moved by: Councillor C. Gordijk Seconded by: Councillor B. Fisher

THAT Council reconvene into open session.

CARRIED.

9. PRESENTATIONS/DELEGATIONS

10. CONSENT AGENDA

10.1 REPORT NO. PW 2020-18

Q3 Department Activity Report

July – September 2020

Resolution No. 2020-183

Moved by: Councillor Seconded by: Councillor

THAT Report No. PW 2020-18 be approved.

CARRIED. AS AMENDED.

10.2 REPORT NO. FRS 2020-14

Parks, Facilities & Recreation Services Third Quarter Activity Reports

Resolution NO. 2020-184

Moved by: Councillor A. Hallman

Seconded by : Councillor C. Gordijk

THAT Report No. FRS. 2020-14 be approved.

CARRIED.

Councillor A. Hallman asked that Report No. FRS 2020-14 be removed from the Consent Agenda for discussion.

The Director of Parks, Facilities and Recreation Services confirmed that the fencing in New Hamburg will be removed for the winter to help mitigate flood damage and advised that the fencing in Norm Hill Park will also be adjusted to reduce impact.

11. REPORTS

11.1 PARKS, FACILITIES AND RECREATION SERVICES

11.1.1 REPORT NO. 2020-015

Township of Wilmot Municipal Alcohol Policy

Resolution No. 2020-185

Moved by: Councillor J. Pfenning

Seconded by: Councillor C. Gordijk

THAT the Township of Wilmot Municipal Alcohol Policy (MAP) be repealed and that Governance Policy GP-004 (Municipal Alcohol Policy) be approved effective January 1, 2021.

CARRIED.

The Director of Parks, Facilities and Recreation Services, the Manager of Customer Services and Community Development along with Rob Clark, Waterloo Region Insurance Pool and Sargent Mark Hammer, Waterloo Regional Police Services provided a presentation highlight the Municipal Alcohol Policy. The presentation is attached as Appendix A.

The Director of Parks, Facilities and Recreation Services confirmed that Township employees currently employed as bartenders will be trained to satisfy the requirements for Township representatives in accordance with the new policy.

11.2 INFORMATION AND LEGISLATIVE SERVICES

11.2.1 REPORT NO. ILS 2020-27

Supplementary Agreement with Createscape Waterloo Region

Resolution No. 2020-186

Moved by: Councillor J. Pfenning Seconded by: Councillor J. Gerber

THAT staff be directed to work with the Township Solicitor to have the missing verbiage from the 2016 Agreement between the Township and Createscape Waterloo Region, as indicated in Report No. ILS 2020-27, be legally incorporated into the 2016 Agreement, and

THAT the Mayor and Clerk be directed to execute the Supplementary Agreement with Createscape Waterloo Region.

CARRIED. AS AMENDED.

Registered Delegation

Mr. Nigel Gordijk appeared as a delegation. His pre-written statement is attached as Appendix B.

The Director of Information and Legislative Services / Municipal Clerk outlined the report.

The CAO confirmed that any records pertaining to the original agreement would have been overseen by a now retired employee and those records would be in the office of Information and Legislative Services.

It was confirmed that Township employees are not creating educational materials, rather, Nipissing University is creating those materials, staff update the website with the materials provided.

Council asked that the website be updated to advise that the educational materials are not a complete historical record and that updates will be made as they become available.

Council engaged in discussions surrounding the concerns of missing information on the original agreement. Council directed that the resolution be amended for staff to work with the Township solicitor to legally incorporate the missing words into the agreement.

12. CORRESPONDENCE

12.1 Aggregate Property Tax – County of Wellington

Resolution No. 2020-187

Moved by: Councillor A. Hallman Seconded by: Councillor B. Fisher

WHEREAS previous assessment methodologies for aggregate resource properties valued areas that were used for aggregate resources or gravel pits at industrial land rates on a per acre basis of the total site and such properties were formally classified and taxed as industrial lands; and

WHEREAS Council of the Corporation of the Township of Wilmot supports a fair and equitable assessment system for all aggregate resource properties; and

WHEREAS the Municipal Property Assessment Corporation (MPAC) determined, with the participation only of the Ontario Stone, Sand and Gravel Association, revised criteria for assessing aggregate resource properties; and

WHEREAS Council has concerns that the revised criteria does not fairly assess the current value of the aggregate resource properties;

NOW THEREFORE BE IT RESOLVED:

THAT Council of the Corporation of the Township of Wilmot does not consider the revised criteria for assessment of aggregate resource properties as a fair method of valuation for these properties; and

AND FURTHER THAT Council believes there is a need to review the current assessment scheme for aggregate resource properties to address the inequity of property values; and

AND FURTHER THAT Council hereby calls upon the Province to work with the Municipal Property Assessment Corporation to address the assessment issue so that aggregate resource properties are assessed for their industrial value; and

AND FURTHER THAT Council direct the Clerk to provide a copy of this motion to the Ministers of Finance; Municipal Affairs and Housing; and Natural Resources and Forestry; and to AMO, ROMA, and local MPP(s).

CARRIED.

13. BY-LAWS

- 13.1 By-law No. 2020-37 Authorize the Execution of a Supplemental Agreement with Createscape Waterloo Region**

Resolution No. 2020-188

Moved by: Councillor J. Pfenning Seconded by: Councillor J. Gerber

THAT By-law No. 2020-37 be introduced, read a first, second and third time and finally passed in Open Council.

CARRIED.

14. NOTICE OF MOTIONS

15. ANNOUNCEMENTS

- 15.1** Councillor A. Hallman expressed condolences to the family of the loss of Marjorie Carroll, the first female Mayor of Waterloo.
- 15.2** Councillor A. Hallman thanked the community for providing alternative options for children to be able to enjoy Halloween
- 15.3** Councillor A. Hallman advised that the Legion is asking for donations in lieu of in person Remembrance Day ceremony
- 15.4** Councillor A. Hallman advised that it is Treaty Week and there is an event scheduled for November 6, 2020.
- 15.5** Councillor B. Fisher thanked and congratulated the Wilmot Family Resource Centre for their successful Halloween drive-thru event.
- 15.6** Councillor J. Pfenning thanked Wilmot Recreation Complex staff for supporting the memorial car show in the parking lot for the young man that was killed in a motor vehicle accident in October.

15.7 Councillor A. Hallman also noted that Movember kicks off today and that Interfaith Counselling Centre is accepting donations.

15.8 Mayor L. Armstrong noted that Remembrance Day is coming and requested everyone take a moment of silence at 11:00am, on November 11, 2020 to remember lives lost in service to this country.

16. BUSINESS ARISING FROM CLOSED SESSION

17. CONFIRMATORY BY-LAW

17.1 By-law No. 2020-41

Resolution No. 2020-189

Moved by: Councillor C. Gordijk

Seconded by: Councillor B. Fisher

THAT By-law No. 2020-41 to Confirm the Proceedings of Council at its Meeting held on November 2, 2020 be introduced, read a first, second, and third time and finally passed in Open Council.

CARRIED.

18. ADJOURNMENT (9:14 PM)

Resolution No. 2020-190

Moved by: Councillor C. Gordijk

Seconded by: Councillor J. Gerber

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

CARRIED.