

TOWNSHIP OF BRUDENELL, LYNDOCH AND RAGLAN

Minutes of the Regular Meeting of the Municipal Council of the Township of Brudenell, Lyndoch and Raglan held on April 7, 2021 held at the Municipal Office located in Palmer Rapids and Virtually via Teleconference at 7:00 p.m.

Present Were: Mayor, **Sheldon Keller**
Councillor, **Andrea Budarick**
Councillor, **Iris Kauffeldt**
Councillor, **Trevor Lidtkie**
Councillor, **John Rutledge**

Also Present: Acting Clerk-Treasurer, **Valerie Jahn**
Deputy Clerk, **Virginia Phanenhour**
Fire Chief/Facility Manager, **Jordan Genrick - Late**

Absent: Public Works Superintendent, **Charlie Behm**

Public: 15 Members of the Public

1. The meeting was called to order by Mayor **Keller**.

2. PECUNIARY INTERESTS

Councillor **Rutledge** declared a pecuniary interest in regards to Item 10 iv. – MVFGC – Requesting to rent the Community Centre for a gun show.

Councillor **Kauffeldt** declared a pecuniary interest in regards to Item 10 iv. – MVFGC – Requesting to rent the Community Centre for a gun show.

3. ADOPTION OF MINUTES

Resolution # 1

Moved by **Iris Kauffeldt** sec. by **John Rutledge**

“THAT we the Council for the Township of Brudenell, Lyndoch and Raglan hereby adopt the minutes of the Regular Council Meeting of March 3, 2021 as printed, circulated, and amended to include Councillor **Budarick’s** request to review the following: Integrity Commissioner Protocol, E4M Training, Recreation and Procedural By-Laws and Harassment Policies.”

Councillor **Budarick** requested a recorded vote.

	For	Against
Councillor Budarick		X
Councillor Kauffeldt	X	
Mayor Keller	X	
Councillor Lidtkie	X	
Councillor Rutledge	X	

Resolution was carried.

4. DEPUTATIONS

Mr. McCloskey was present on the teleconference call to express his concern with E4M and to ask Council to release the company as the Integrity Commissioner for the Municipality. He feels that E4M is not acting with integrity, that they were bias and made false statements in a report. Mayor **Keller** thanked Mr. McCloskey and said that Council would consider his request.

Councillor **Budarick** declared a pecuniary interest as Mr. McCloskey referenced her ongoing investigation.

5. REPORTS

i. Public Works Superintendent

The public works report was accepted as presented.

Mr. Behm was unable to attend the meeting. Mayor **Keller** read the roads report in his absence.

ii. Clerks

A Special Council meeting will be scheduled for April 14, 2021 at 6:30 pm to discuss the 2021 Budget. The Acting Clerk-Treasurer will invite Joe Hall from Emterra to discuss recycling services.

Resolution # 2

Moved by **John Rutledge**, sec. by **Trevor Lidtkie**

“THAT the By-Law No. 2016-30 be amended to remove the fee of \$15.00 for tire with rim disposal off passenger vehicles until further notice.”

Carried.

iii. Mayor & Council

Councillor **Budarick** raised several issues. She suggested purchasing another sanitizing sprayer to lend out for the community. Ms. **Budarick** also questioned the status of conducting a municipal department audit, the review of the Integrity Commissioner Protocol, the Recreation By-Law, Indemnity By-Law, training, and the Work Place Harassment Policy. Council is not willing to review the IC Protocol at this time. The Acting Clerk-Treasurer will obtain more information on the Indemnity By-Law.

Councillor **Rutledge** expressed concerns with the condition of the Letterkenny Road as the shoulders are cracking in places. The Public Works Superintendent will contact the engineer for advice. Mr. **Rutledge** also asked if the municipality can send a letter to the Federal Government in regards to the new gun legislation.

Mayor **Keller** reported that EORN has entered into contract with Rogers Communications to improve cell service in rural areas.

iv. Fire Chief

The Fire Chief's report was accepted as presented.

Mr. Genrick reported that the Fire Department was successful in receiving a grant in the amount of \$4,900.00 from the Office of the Fire Marshall. The funds will be allocated for an online training portal and the purchase of iPads for the department.

v. Building Inspector Report - None

vi. Waste Management - None

vii. Facilities Manager Report

The Facilities Manager stated that the Snow Down competition had ended and was a huge success. All events that were scheduled for April have been cancelled due to the lockdown. A road side clean-up day (pitch in day) will be scheduled in May.

Mr. Genrick had a request from the Lion's Club to help with top soil and mulch for the flower beds in the community. Council agreed to purchase top soil and mulch for the projects.

viii. Recreation

ix. Joint Health & Safety Committee – None

6. CORRESPONDENCE

i. CSWB Coordinating Committee Minutes – **filed**

ii. Resolution # 3

Moved by **John Rutledge**, sec. by **Trevor Lidtkie**

“THAT the Township of Brudenell, Lyndoch and Raglan support the following resolution from the Township of Bonnechere Valley:

WHEREAS on September 1st, 2020 the Township of Bonnechere Valley passed a By-Law to permit extreme terrain vehicles and off-road vehicles in addition to all-terrain vehicles on all highways under the jurisdiction of the Corporation of the Township of Bonnechere Valley in accordance with the provisions of Ontario Regulation 316/03;

AND WHEREAS these changes to the existing list of off-road vehicles permitted on road by the Ministry of Transportation only apply to certain off-road vehicles that meet the requirements of Regulation 316/03;

AND WHEREAS these requirements do not include tracked vehicles. These off-road vehicles are not permitted on the highway:

AND WHEREAS the definition of “HIGHWAY” under Ontario’s Highway Traffic Act “includes a common and public highway, street, avenue, parkway, square, place, bridge, viaduct or trestle, any part of which is intended for or used by the general public for the passage of vehicles and includes the area between the lateral property lines thereof.” In other words, all that land (roadway, shoulder, ditches/land) from fence/property-line to fence/property line:

AND WHEREAS other tracked vehicles, such as snowmobiles, are permitted when directly crossing or, in specific circumstances, on the non-serviced portion of some highways

NOW THEREFORE BE IT RESOLVED THAT the Council of the Township of Bonnechere Valley urges the Province of Ontario to amend the regulation to permit tracked off road vehicles in a similar manner to snowmobiles by permitting them to directly cross or, in specific circumstances, to travel on the non-serviced portion of some highways.

AND FURTHER that a copy of this resolution be forwarded to the Honourable Caroline Mulroney, Minister of Transportation, the Honourable Sylvia Jones Minister of the Solicitor General, the Honourable John Yakabuski, MPP Renfrew-Nipissing-Pembroke and all the municipalities within Renfrew County and the City of Pembroke.”

Carried.

iii. Resolution # 4

Moved by **Iris Kauffeldt**, sec. by **John Rutledge**

“That the Townships of Brudenell, Lyndoch and Raglan support the following Resolution from The Township of Pickle Lake:

WHEREAS elected Officials of Municipality of Township are expected to be above reproach and to conduct themselves with integrity, truth, justice, honesty and transparency and courtesy,

AND WHEREAS there are people of dubious character who have a criminal record, having been convicted of a Federal Offence, of any Federal Statutes of Canada, but not limited to the Criminal Code or Narcotic Control Act, Who are currently on Council of a Municipality or have let their name stand for election for Mayor, Reeve or Councillor as a municipal candidate

NOT WITHSTANDING the provisions of the Ontario Human Rights Code

THEREFORE BE IT RESOLVED that the Corporation of the Township Pickle Lake hereby supports the Township of Conmee as they lobby the Provincial Government to amend the Municipal Act and Municipal Elections Act as may be, so that people with a criminal record who have not had their record cleared from the RCMP Data Base by order of the Governor General of Canada be prohibited from becoming a candidate in municipal elections.

AND THAT an elected local government official be disqualified from office upon conviction of a serious criminal offence and must resign.

AND THAT the Council direct the Clerk to send a copy of this resolution to the Ontario Premier Doug Ford, NOMA, Attorney General Doug Downey, Solicitor General Sylvia Jones, Minister of Municipal Affairs Steve Clark, AMO, ROMA Our local MPP and all Ontario Municipalities.”

Carried.

iv. Resolution # 5

Moved by **Iris Kauffeldt**, sec. by **John Rutledge**

“THAT the Township of Brudenell, Lyndoch and Raglan supports the Township of North Algona Wilberforce in petitioning Premier Doug Ford petitioning Ontario Northland Transportation Services to the County.”

Carried.

v. Resolution # 6

Moved by **Andrea Budarick**, sec. by **Trevor Lidtkie**

“THAT the Township of Brudenell, Lyndoch and Raglan supports the following resolution from the Township of Brock:

WHEREAS the Government of Canada introduced Bill C-45 (the Cannabis Act) to create the foundation for a comprehensive national framework to provide restricted access to regulated cannabis, and to control its production, distribution, sale, importation, exportation and possession;

WHEREAS the police have not been given lawful authority to lay charges under the Cannabis Act to appropriately respond to violations of Health Canada Registrations and Licenses;

WHEREAS there is no direct communication or dedicated effort to provide a communication channel between Municipal government staff or Police Agencies for dealing with Health Canada Registrations and Licenses;

WHEREAS the Township of Brock had not been consulted by Health Canada prior to the issuance of licenses for properties not in compliance with municipal zoning by-laws; in the future

BE IT RESOLVED THAT the Township of Brock requests that Health Canada;

1. Require Federal licenses and Registrations for Designated Growers to conform to the local zoning and control by-laws;
2. Ensure local authorities are provided with notification of any license issuance, amendment, suspension, reinstatement or revocation within their region;
3. Provided dedicated communication with local governments and Police services;
4. Provide lawful authority to Police agencies to lay charges when registered or licenses operations grow in excess of their registration or licence through Health Canada and
5. Provide enforcement support and guidance to local municipalities for dealing with land use complaints relating to Cannabis.

AND FURTHER BE IT RESOLVED THAT The Township of Brock will forward this motion by email to the following partners: All municipalities in Ontario, the MP and MPP of Haliburton-Kawartha Lakes-Brock, the Minister of Agriculture, Food and Rural Affairs, the Minister of Agriculture and Agri-Food, and the Durham Region Police Services with the request that the Federal Government enact legislation to better support local governments with land use management and enforcement issues as they relate to Cannabis Production and Processing.
Carried.

vi. Resolution # 7

Moved by **Trevor Lidtkie**, sec. by **Andrea Budarick**

“THAT the Township of Brudenell, Lyndoch and Raglan supports the following resolution of the Municipality of West Grey:

The Council of the Corporation of the Municipality of West Grey hereby supports the resolution of the Municipality of Grey Highlands dated January 22, 201 wherein they call on the Province of Ontario to review the seven recommendations of AMO to investigate the following municipal insurance issues, as insurance premiums will soon be out of reach for many communities:

1. The provincial government adopt a model of full proportionate liability to replace joint and several liability.
2. Implement enhancements to the existing limitations period including the continued applicability of the existing 10-day rule on slip and fall cases given recent judicial interpretations and whether a one-year limitation period may be beneficial.
3. Implement a cap for economic loss awards
4. Increase the catastrophic impairment default benefit limit to \$2 million and increase the third-party coverage to \$2 million in government regulated automobile insurance plans.
5. Assess and implement additional measures which would support lower premiums or alternatives to the provision of insurance services by other entities such as non-profit insurance reciprocals.
6. Compel the insurance industry to supply all necessary financial evidence, including not limited to, premiums, claims and deductible limit changes which support its own and municipal arguments as to the fiscal impact of joint and several liability.
7. Establish a provincial and municipal working group to consider the above and put forward recommendations to the Attorney General and

THAT this motion be provided to the Premier of Ontario, Minister of Finance, Attorney General of Ontario, MPP of Bruce-Grey-Owen Sound and all municipalities of Ontario.”

Carried.

vii. Hastings County – Notice of for Virtual Public Meeting re: OPA#2 – **filed**

- viii. Madawaska Valley Township – Notice of Public Meeting - **filed**

7. PAYMENTS

Resolution # 8

Moved by **Andrea Budarick**, sec. by **Iris Kauffeldt**

“THAT we the Council for the Township of Brudenell, Lyndoch and Raglan hereby approve the General Account/Voucher # 3 in the amount of **\$ 398,859.09**, the Roads Account/Voucher # 3 in the amount of **\$ 49,006.86**, the Recreation Account/Voucher # 3 in the amount of **\$ 4,756.15** and the Bicentennial Park Account/Voucher # 3 in the amount of **\$ 106.75.**”

Carried.

8. SEVERANCES - None

9. BY-LAWS

- i. By-Law 2021-11 – The Fire Chief will make amendments to the By-Law for the next regular meeting.
- ii. Resolution # 9

Moved by **Iris Kauffeldt**, sec. by **John Rutledge**

“THAT By-Law No. 2021-12, being a By-Law to Authorize the Execution of an Agreement between the Corporation of the Township of Brudenell, Lyndoch and Raglan and Murray Gallagher, was read a first and second time.

By-Law No. 2021-12 was read a third and final time and passed.”

Carried.

10. OTHER BUSINESS

- i. Resolution # 10

Moved by **Iris Kauffeldt**, sec. by **Andrea Budarick**

“THAT the Township of Brudenell, Lyndoch and Raglan enter into a Fire Safety Grant Transfer Payment Agreement to accept a transfer of \$4,900.00 to be used to provide an online training platform for firefighters and to purchase 4 iPads for training purposes.”

Carried.

- ii. Resolution # 11

Moved by **Iris Kauffeldt**, sec. by **John Rutledge**

“THAT the Township of Brudenell, Lyndoch and Raglan hereby accept the 2020 Audited Financial Statements as prepared by MacKillican and Associates.”

Carried.

- iii. Resolution # 12

Moved by **Iris Kauffeldt**, sec. by **John Rutledge**

“THAT the Township of Brudenell, Lyndoch and Raglan provide a disinfectant sprayer to be loaned to the Quadeville Recreation Association and other organizations within the municipality to be used for the sanitization of the Public Facilities.”

Carried.

iv. Resolution # 13

Moved by **Andrea Budarick**, sec. by **Trevor Lidtkie**

“THAT the Council of the Township of Brudenell, Lyndoch and Raglan approves the use of the Community Centre for the MVFGC Gun Show September 3-4, 2021, free of charge.”

Carried.

v. Resolution # 14

Moved by **Iris Kauffeldt**, sec. by **John Rutledge**

“THAT Council go into closed session pursuant to the Municipal Act, 2001, Section 239 (2)(b) about matters about identifiable individuals.”

Carried.

Resolution # 15

Moved by **Iris Kauffeldt**, sec. by **Trevor Lidtkie**

“THAT Council comes out of closed session at 11:02 pm.”

Carried.

The Mayor reported that two issues regarding personal matters about identifiable individuals was discussed during closed.

11. CONFIRMATION BY-LAW

12. ADJOURNMENT

Resolution # 16

Moved by **Andrea Budarick**, sec. by **Trevor Lidtkie**

“THAT this meeting adjourn at 11:03 pm.”

Carried.

Mayor, Sheldon Keller

Acting Clerk-Treasurer, Valerie Jahn