



Corporation of the Town of Shelburne
Council Minutes

February 28, 2022
6:30 pm
Electronic Participation
203 Main St. E, Shelburne

Members in attendance: Mayor Wade Mills
Deputy Mayor Steve Anderson
Councillor Walter Benotto
Councillor Lynda Buffett
Councillor Kyle Fegan
Councillor Shane Hall
Councillor Lindsay Wegener

Staff attending: Denyse Morrissey, CAO
Carey Holmes, Director of Financial
Services/Treasurer
Jennifer Willoughby, Director of Legislative
Services/Clerk
Jim Moss, Director of Development and
Operations
Steve Wever, Town Planner

1. Call to Order

Council meeting called to order at 6:30 pm by Mayor Mills.

This meeting will be held electronically in accordance with Section 238(3.1) of the Municipal Act which provides that a member of Council, of a local board or of a committee of either of them, can participate electronically.

In-person attendance at this meeting will not be permitted.

Members of the public may observe the proceedings by accessing the live webcast on the Town of Shelburne YouTube page:
<https://www.youtube.com/channel/UCsar-MwF8CXrgPbe2EVxh-w>

Canadian National Anthem

Land Acknowledgement:

We would like to acknowledge the traditional territory of the Anishinaabe including the Ojibway, Potawatomi and Chippewa and the People of the Three Fires Confederacy.

2. Disclosure of Pecuniary Interest and General Nature Thereof

Members of Council are required to state any pecuniary interest in accordance with the Municipal Conflict of Interest Act.

Councillor Wegener declared a pecuniary interest with item #6.1.1 under Motions and By-Laws for Decision. She will leave the room at the appropriate time.

3. Adoption of Minutes

1. Minutes from the Council meeting held February 14, 2022

Motion # 1

Moved By Councillor Benotto

Seconded By Councillor Fegan

BE IT RESOLVED THAT the minutes from the Regular Council meeting held February 14, 2022, be approved as presented and circulated.

CARRIED, W. Mills

4. Public Participation

1. Public Question Period

Questions relating to agenda business can be submitted to the Clerk at jwilloughby@shelburne.ca or 519-925-2600 Ext. 223 by 12:00 pm Monday February 28, 2022.

No Questions.

2. Presentations

To register as a presenter please contact the Clerk directly at jwilloughby@shelburne.ca or 519-925-2600 Ext. 223.

1. International Women's Week Proclamation - March 7 - 11, 2022

WHEREAS International Women's Day is celebrated globally on March 8th, a request is made to proclaim the week of March 7 to 11th , with the aim of taking the time to reflect on the contributions women have made and continue to make, to make their communities and countries better places in which to live, work and grow; and

WHEREAS International Women's Day and Week is a time to uphold women's achievements, recognize challenges, focus greater attention on women's rights and gender equality, encourage and mobilize all people to do their part to bring about positive change; and

WHEREAS International Women's Day and Week is a time to envision a world where each woman and girl can exercise her choices, such as participating in politics, getting an education, having an income, and living in societies free from violence and discrimination.

THEREFORE, I, Wade Mills, Mayor of the Town of Shelburne, do hereby proclaim the week of March 7th to 11th 2022 to be "International Women's Week" in the Town of Shelburne.

3. Deputations on Agenda Items

5. Council Inquiries

Members of Council addressed inquiries to Town staff and received responses.

Councillor Wegener left the meeting.

6. Motions and By-law for Decision

1. Consideration of Items – all reports and By-laws in this section will be voted on separately
 1. Report P2022-04 from the Town Planner regarding Southbridge Health Care Site Plan Approval and Zoning bylaw amendment - 104 Robert Street.

The Town Planner reviewed his report with Council.

A discussion ensued regarding tree removal, the large evergreen tree is located on private property, the tree has an extensive root system, there is significant grading to be completed on the property which would damage the tree and roots associated, the tree also affects site lines for exiting the property, 2 trees are proposed to be removed from the site, 4 new trees will be planted.

Further discussion continued regarding installation of a historical plaque on the property recognizing the previous use and hospital that was on-site, to be discussed further with the owner of the property and the Heritage Committee.

Motion # 2

Moved By Councillor Hall

Seconded By Councillor Benotto

BE IT RESOLVED THAT Council receives report P2022-04 for information;

AND THAT leave be given for the reading and enacting of By-law #54-2019 being a by-law to enter into a Site Plan Agreement with Southbridge Health Care GP Inc., substantially in the form attached to the by-law, for a parking area and memorial garden at the property known municipally as 104 Robert Street in the Town of Shelburne;

AND THAT leave be given for the reading and enacting of By-law #49-2019, being a by-law to amend Zoning By-law 38-2007, as amended, by rezoning the lands known municipally as 104 Robert Street and described legally as Lots 1 & 2, Block 29, Registered Plan 15A, Town of Shelburne, from Residential Type Two (R2) Zone to Residential Type Two Exception Two (R2-2) Zone as shown on Schedule "A1" to the By-law.

CARRIED, W. Mills

Councillor Wegener returned to the meeting.

2. Report P2022-05 from the Town Planner regarding a Sign Variance request for 171 Main Street West.

The Town Planner reviewed his report with Council.

A discussion ensued regarding the front façade of the building, concerns were noted regarding the height of the proposed sign, comparison of height requirements in regard to other signs installed on other businesses in the downtown core, staying within the current parameters noted within the current sign by-law, potential for business advantage over the other cannabis stores in town, the current sign by-law is outdated.

A recorded vote was requested.

Motion # 3

Moved By Mayor Mills

Seconded By Councillor Buffett

BE IT RESOLVED THAT Council receives report P2022-05 for information;

AND THAT Council approves the request for a variance from the Sign By-law #30-1999 to grant relief from paragraphs (2)(d) of section 4.03 to permit one (1) fascia

sign with a maximum sign height of 1.34 metres located at 171 Main Street West, subject to the following:

1. That a maximum of one (1) fascia sign shall be permitted for the subject property and the proposed fascia sign shall comply with all other requirements of the Sign By-law and a sign permit shall be obtained from the Town of Shelburne; and
2. That the owner shall obtain a building permit and satisfy the requirements of the County of Dufferin for the proposed sign.

Deputy Mayor Anderson - yes

Councillor Benotto - abstained

Councillor Buffett - yes

Councillor Fegan - no

Councillor Hall - yes

Councillor Wegener - no

Mayor Mills - yes

CARRIED, W. Mills

3. Report CAO 2022-02 from the Chief Administrative Officer regarding the new Shelburne Community Fund with the Dufferin Community Foundation.

Mayor Mills briefly reviewed the report and intent of the agreement for the establishment of a Shelburne Community Fund with members of Council.

Motion # 4

Moved By Councillor Hall

Seconded By Councillor Fegan

BE IT RESOLVED THAT Council receives report CAO 2022-02 Dufferin Community Foundation – New Shelburne Community Fund for information;

AND THAT the contribution by the Town of Shelburne of \$1,000 to establish the new Shelburne Community Fund be approved and funded from the municipal grant funding reserve;

AND THAT leave be given for the reading and enacting of Bylaw #08-2022 being a bylaw to authorize the Town of Shelburne to enter into the Shelburne Community Fund Agreement with The Dufferin Community Foundation to establish a new Shelburne Community Fund.

CARRIED, W. Mills

4. Report FS 2022-04 from the Director of Financial Services/Treasurer regarding the 2021 Development Charge Year End Report and Treasurer's Attestation.

The Director of Financial Services/Treasurer reviewed her report with Council.

Motion # 5

Moved By Councillor Benotto

Seconded By Councillor Fegan

BE IT RESOLVED THAT Council receives report FS 2022-04;

AND THAT Council receives the 2021 Development Charge Schedule as presented and circulated.

CARRIED, W. Mills

5. Report FS 2022-05 from the Director of Financial Services/Treasurer regarding the December 31st, 2021, Financial Update.

The Director of Financial Services/Treasurer reviewed her report with Council.

Motion # 6

Moved By Deputy Mayor Anderson

Seconded By Councillor Hall

BE IT RESOLVED THAT Council of the Town of Shelburne receives the staff report FS 2022-05 with respect to the December 31st, 2021, Financial Update for information.

CARRIED, W. Mills

6. Report FS 2022-06 from the Director of Financial Services/Treasurer regarding the 5 Year Capital Plan 2022-2026.

The Director of Financial Services/Treasurer reviewed her report with Council.

Motion # 7

Moved By Councillor Hall

Seconded By Councillor Fegan

BE IT RESOLVED THAT Council receives staff report FS 2022-06 with respect to the 5 Year Capital Plan 2022-2026;

AND THAT the 5 Year Capital Plan be adopted by Council; and reviewed annually during budget discussions.

CARRIED, W. Mills

7. Report LS 2022-01 from the Director of Legislative Services/Clerk regarding 2022 User Fees and Charges.

The Director of Legislative Services/Clerk reviewed her report with Council.

Motion # 8

Moved By Deputy Mayor Anderson

Seconded By Councillor Buffett

BE IT RESOLVED THAT Council receives report #LS2022-01 from the Clerk for information;

AND THAT leave be given for the reading and enacting of By-law #07-2022 being a by-law to amend user fees and charges.

CARRIED, W. Mills

8. By-law #09-2022 is ready for Council's consideration being a by-law to enter into an agreement with the Shelburne Public Library for the purpose of providing library services.

Motion # 9

Moved By Councillor Hall

Seconded By Councillor Benotto

BE IT RESOLVED THAT leave be given for the reading and enacting of By-law #09-2022 being a by-law to enter into an agreement with the Shelburne Public Library for the purpose of providing library services.

CARRIED, W. Mills

7. Councillor Motions (Notice of Motion)

Mayor Mills received unanimous consent to have the following motion voted on and passed at tonight's meeting:

Motion # 10

Moved By Mayor Mills

Seconded By Councillor Fegan

BE IT RESOLVED THAT the Council for the Town of Shelburne vehemently condemns the unjustified aggression being waged by Russian military forces against the people of Ukraine;

AND THAT Council signals and affirms the support of our community for the Ukrainian people in defense of their freedom, independence and autonomy;

AND THAT Council calls on the Prime Minister and the Government of Canada to continue its efforts in cooperation with the global community to actively and meaningfully oppose this aggression;

AND THAT Council authorizes that the Ukrainian national flag be flown at Town Hall as a visual display of our community's support for, and solidarity with, the people of Ukraine.

CARRIED, W. Mills

8. Communications

1. Minutes from the Centre Dufferin Recreation Complex Board of Management meeting held November 24 2021.
2. Minutes from the Shelburne Public Library Board meeting held January 18, 2022.
3. Public Notice From Headwaters Health Care Centre - gradual resumption of elective surgeries and procedures as of February 22, 2022.

A brief discussion ensued regarding the resumption of elective surgeries.

4. Letter from the Municipality of Mallorytown regarding Dissolving the Ontario Land Tribunal.
5. Letter from the City of Sarnia regarding Dissolving the Ontario Land Tribunal.
6. Resolution from the Town of Halton Hills regarding Dissolving the Ontario Land Tribunal.

Motion # 11

Moved By Councillor Fegan

Seconded By Councillor Benotto

THAT the Corporation of the Town of Shelburne supports the letters from Mallorytown, Sarnia and Halton Hills regarding the dissolution of the Ontario Land Tribunal.

CARRIED, W. Mills

7. Letter from the Town of Bracebridge regarding Joint and Several Liability Reform.
8. Letter from the Town of Central Elgin regarding joint and several liability reform.
9. Letter from the Township of South Glengarry regarding Joint and Several Liability Reform.

Motion # 12

Moved By Deputy Mayor Anderson

Seconded By Councillor Benotto

THAT the Council of the Town of Shelburne supports the resolutions received from the Town of Bracebridge, Central Elgin and South Glengarry regarding Joint and Several Liability and the issues noted in their letters.

CARRIED, W. Mills

10. Letter from the Township of South Glengarry regarding Abandoned Cemeteries.
11. Letter from Clearview Township regarding Funding Support for Infrastructure Projects - Bridge and Culvert Replacements.
12. Letter from the Township of Puslinch regarding funding support for infrastructure projects.
13. Letter from the Township of Melancthon regarding Funding Support for Infrastructure Projects.

14. Media Release from the Nottawasaga Valley Conservation Authority - Tiffin Centre for Conservation receives \$1000 from Retired Teachers of Ontario for mud kitchen.
15. News Release from the Township of Melancthon - Resignation of Councillor Wayne Hannon.
16. Letter from the Township of Adelaide Metcalfe regarding Closing the Revolving Door of Justice.
17. Public Notice from Canada Post - relocation of the Post Office.
18. AMO Communications.

Motion # 13

Moved By Councillor Hall

Seconded By Councillor Buffett

THAT Council receives the items listed under Communications for information.

CARRIED, W. Mills

9. Closed Session (not required)

10. Confirming By-law

1. Confirming By-law #10-2022 - February 28, 2022

Motion # 14

Moved By Councillor Benotto

Seconded By Councillor Hall

BE IT RESOLVED THAT leave be given for the reading and enacting of By-law #10-2022 being a By-law to confirm certain proceedings of the Council of the Corporation of the Town of Shelburne for its regular council meeting held February 28, 2022.

CARRIED, W. Mills

11. Adjourn

Motion # 15

Moved By Councillor Hall

Seconded By Deputy Mayor Anderson

BE IT RESOLVED THAT we now adjourn to meet at the call of the Mayor.

CARRIED, W. Mills

Council meeting adjourned at 7:36 pm.

Mayor

Clerk