



Municipality of  
**Dutton Dunwich**

**Council Minutes**  
**Held at the Council Chambers**  
**199 Currie Road, Dutton, Ontario**  
**October 10, 2018 - 5:00 p.m.**

Present: Mayor Cameron McWilliam  
Deputy Mayor Bob Purcell  
Councillor Dan McKillop  
Councillor Ian Fleck  
Councillor Mike Hentz  
CAO/Clerk Laurie Spence Bannerman  
Treasurer Joe McMillan  
Deputy Clerk Heather Bouw

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Opening of the Meeting

**2018.18.01** **MOVED by Hentz and SECONDED by Fleck THAT the meeting of the Council of the Municipality of Dutton Dunwich opens at 5:00 p.m.**

**CARRIED**

A quorum was present.

Declaration of Pecuniary Interest

Deputy Mayor Purcell declared a conflict with Agenda Item #16 (c) & (d).

Adoption of Draft Minutes

**2018.18.02** **MOVED by Fleck and SECONDED by Hentz that the Council of the Municipality of Dutton Dunwich approves the draft minutes of the September 26<sup>th</sup>, 2018 meeting, as forwarded to Council Members, and the Mayor and CAO/Clerk be authorized to sign same.**

**CARRIED**

Review of Items not Listed on Agenda

1. Email from Splash Pad Committee Chair Bob Purcell.
2. Resolution re: Memorial Tree By-law #2014-36.
3. The Cowal Sign Committee Delegation will not be attending this meeting.

Mayor McWilliam welcomed Jackie Morgan-Beunen as the new CBO.

## **PUBLIC WORKS DEPT**

### Public Works Monthly Report

The Director of Public Works presented this report to Council. Council discussed the possibility of converting the vacant lot at 201 Currie Road into a parking lot. The Director of Public Works stated that access will need to be determined, but is of the opinion there could be 2 or 3 parking spots available once completed. The cost to convert would be approximately \$800.00. Drainage may need to be addressed once the lot has been completed. Council directed the Director of Public Works to speak with other staff/departments to determine if the small building is a viable storage space, and if not, it should be demolished. Once determined, the lot at 201 Currie Road can be converted to a parking lot.

## **WATER DEPT**

### Water Operation Manager's Monthly Report

The Water Operation Manager presented this report to Council

### Monthly Safety Meeting Minutes – Sept 19, 2018

Council reviewed this report.

## **WASTEWATER DEPT**

### Wastewater Operator's Monthly Report

The Wastewater Operator presented this report to Council.

## **BUILDING DEPT**

### Monthly Report - Sept 2018

Council reviewed the report.

## **FIRE DEPT**

### Fire Chief's Monthly Report – Sept 2018

The Fire Chief presented this report to Council. The Fire Chief reported that 120 children and parents experienced the Fire Smoke House at the Wallacetown Fair.

The Fire Chief also reported that he received a call from staff at the Ministry of Transportation regarding 401 calls/reporting/non-payment from the Ministry. MTO Staff reviewed proper reporting procedures and suggested re-submitting these forms for payment.

The Fire Chief also reported that Fire Department volunteers raised \$1,600.00 during the Boot Drive for Muscular Dystrophy Canada.

## **DRAINAGE DEPT**

### Drainage Superintendent's Monthly Report

The Drainage Supt presented this report to Council.

## **CORRESPONDENCE**

- a) **AMCTO** – AMCTO Responds to Announcement of the Better Local Government Act + Request for a Support Resolution from the Township of Montague – See Resolution #2018.18.03

- **b) City of St. Thomas** – Information Shared by Detachment Commander Brad Fishleigh – Legislation Governing the Legalization of Cannabis – *Received & filed*

**2018.18.03**            **MOVED by Fleck and SECONDED by Hentz THAT the Council of the Municipality of Dutton Dunwich supports Resolution #192-2018 of the Township of Montague, which hereby supports the Association of Municipal Clerks and Treasurers of Ontario (AMCTO) in requesting that the Provincial Government undertake consultation with municipalities prior to modifying legislation that effects municipal governments; and**

**THAT this resolution be forwarded to the Township of Montague.**

**CARRIED**

**2018.18.04**            **MOVED by Purcell and SECONDED by McKillop THAT relevant correspondence was reviewed.**

**CARRIED**

**Consent Agenda**

Correspondence for Review

- **a) Green Lane Landfill** – Shift in Weekday Operating Hours
- **b) Muscular Dystrophy Canada** – Thank you - re: Boot Drive Donations
- **c) Stewardship Ontario** – Industry Blue Box Funding Program – Quarterly Payments.

Committee Reports

- By-Law Enforcement
- Canada 150
- Cultural Heritage Committee
  - Aug 22, 2018 Meeting Minutes
- Dutton Dunwich Seniors Centre
  - Sept 24, 2018 Meeting Minutes
- Economic Development
- Elgin Phragmites Working Group
- Elgin-St. Thomas Municipal Association
- Emergency Management
- Fire Department
- Healthy Communities Partnership
- Heritage Committee
- Human Resources
- Lower Thames Conservation Authority
- Occupational Health and Safety
- Recreation Advisory Committee
- Shoreline Management Report
- Source Protection Authority
- Trans Canada Trail
- Tri County Committee
- West Elgin Arena Board

**2018.18.05**            **MOVED by Purcell and SECONDED by McKillop THAT the items on the Consent Agenda be approved.**

**CARRIED**

**CAO's REPORT**

Updates on Projects/Work

The CAO/Clerk presented this report to Council.

**PLANNING**

Public Meeting – ZBA #08/18 – Anne DeVries

The Planner presented this report to Council. Ralph DeVries, the Applicant, attended the meeting.

**2018.18.06**            **MOVED by Hentz and SECONDED by Fleck THAT the Public Meeting to consider Zoning By-law Amendment File No. ZBA 08/18, filed by Anne DeVries, situated in Con 8, Part Lot 23, RP 11R8117, Part 1, RP 11R9339, Part 2, North Side of Walnut Line, municipally known as Vacant Land, opens at 5:30 p.m.**

**CARRIED**

**2018.18.07**            **MOVED by Hentz and SECONDED by Fleck THAT the Council of the Municipality of Dutton Dunwich approves Zoning By-law Amendment File No. ZBA 08/18, filed by Anne DeVries, in accordance with Site Specific By-law #2018-57.**

**CARRIED**

**2018.18.08**            **MOVED by Fleck and SECONDED by Hentz THAT the Public Meeting to consider Zoning By-law Amendment File No. ZBA 08/18, filed by Anne DeVries, closes at 5:32 p.m., and the regular meeting reconvenes.**

**CARRIED**

**UPDATE - PROVINCIAL LEGISLATION FOR CANNABIS – 5:45 pm.**

Bill Menzie attended the meeting and briefed Council on new information received from AMO and the Province. Until Bill 36 becomes law, the Ontario Cannabis Act, 2017 remains in effect. As with most complex legislation and the introduction of social change, new information and adjustments will be required as all orders of government gain experience. The government is reviewing previously planned changes to the rules around vaping to ensure any changes reflect the best available evidence. The Smoke Free Ontario Act, 2006, which sets out rules on the sale, supply, use, display and promotion of tobacco products and the Electronic Cigarettes Act remains in force. The Alcohol and Gaming Commission of Ontario (AGCO) will be using the Smoke-Free Ontario Act, 2006 as a template for cannabis smoking. The MEU cannot carry out enforcement unless permitted by the Health Unit or the Ministry. Therefore, at this time, Dutton Dunwich is negotiating with the Health Unit for

enforcement. AMO has supported the private cannabis retail approach to create jobs and income locally in our communities. AMO called for a strong municipal voice through local zoning and licensing of both supply and retail of recreational cannabis so they are located and operated in a way that respects communities' needs. Minister Fedeli, Minister of Finance, confirmed that municipalities will have the ability for a one-time opting out of having a retail store in their communities. The legislation will require cannabis stores to observe minimum distances from schools in place of local planning controls. Beyond the 15-day commentary period, it is uncertain how the license process may address other local sensitivities. All store fronts will be passed by the provincial government through Bill 36. Council still has time to opt in or opt out, and this deadline has been extended to January 22, 2019. Council requested that this item be placed on the first agenda for the new Council (Dec 5<sup>th</sup>). Ontario has committed to share the cannabis excise tax, in the amount of \$40 million, with municipalities to make sure local governments across the province can manage the transition to legal recreational cannabis. It is illegal to grow more than 4 plants per household. Medical cannabis users can still access cannabis in their usual way, and if they have a medical license, they have a right to grow even if someone complains.

Regulations continue to change, and more information will be forthcoming as it develops.

### **TREASURER'S REPORTS**

#### Budget to Actual July 2018

The Treasurer presented this report to Council.

#### OPP Annual Billing 2019

The Treasurer presented this report to Council.

Deputy Mayor Purcell declared a conflict with the following item and left the Council table.

#### Splash Pad Tender Results

The Treasurer presented this report to Council. Councillor Hentz questioned the Engineer's estimate and the method used to calculate the cost. The Treasurer responded that engineering firm used a legitimate method to calculate the construction portion of the estimate. The Director of Public Works also stated that the date to commence work was "immediately", but no other specific timelines were outlined in the tender, other than fall construction and spring commissioning. Council agreed to reject the tenders and put this project on hold, also requesting that staff and new Council members discuss and investigate other options with all stakeholders before proceeding further with this project.

**2018.18.09                      MOVED by Fleck and SECONDED by Hentz THAT the Council of the Municipality of Dutton Dunwich rejects the tenders received for the Sons of Scotland Park Spray Pad, opened on September 28, 2018.**

**CARRIED**

Deputy Mayor Purcell returned to the Council table.

### **UNFINISHED BUSINESS**

None

### **NEW BUSINESS**

**2018.18.10                      MOVED by Hentz and SECONDED by Purcell THAT the Council of the Municipality of Dutton Dunwich waive the plaque and fee requirements associated with By-law #2014-36 to allow the Dutton**

Dunwich Bridge Club to plant a tree to honour a member for their 90<sup>th</sup> birthday.

**CARRIED**

**CLOSED SESSION**

**2018.18.11**            **MOVED** by Purcell and **SECONDED** by McKillop **THAT** the Council for the Municipality of Dutton Dunwich now moves into a session of the meeting that shall be closed to the public at 6:03 p.m. in accordance with Section 239 (2) of the Municipal Act, S.O. 2001, c. 25 for discussion of the following matter:

1. Property Matter – 173/177 Currie Road

**CARRIED**

**2018.18.12**            **MOVED** by McKillop and **SECONDED** by Purcell **THAT** the Council for the Municipality of Dutton Dunwich hereby comes out of the closed session of the meeting at 6:35 p.m. and the regular meeting reconvenes.

**CARRIED**

**PROPOSED BY-LAWS**

**2018.18.13**            **MOVED** by Purcell and **SECONDED** by McKillop **THAT** By-law #2018-57, being a by-law to amend By-Law #2004-24, as it effects a parcel of land situated in Con 8, Part Lot 23, RP 11R8117, Part 1, RP 11R9339, Part 2, North Side of Walnut Line, municipally known as Vacant Land, filed by Anne DeVries, be read a first, second and third time and passed.

**CARRIED**

**2018.18.14**            **MOVED** by Hentz and **SECONDED** by Fleck **THAT** By-law #2018-59, being a by-law to authorize a Municipal Access Agreement between the Corporation of the Municipality of Dutton Dunwich and North Frontenac Telephone Elgin Corp., be read a first, second and third time and passed.

**CARRIED**

**2018.18.15**            **MOVED** by Purcell and **SECONDED** by Fleck **THAT** By-law #2018-58, being a by-law to confirm the proceedings of the Municipal Council of the Municipality of Dutton Dunwich, be read a first, second and third time and passed.

**CARRIED**

**ANNOUNCEMENTS**

None

**NEXT MEETING SCHEDULE**

Oct 24, 2018 - 5:00 p.m.

Nov 14, 2018 - 5:00 p.m.

**ADJOURNMENT**

**2018.18.16            MOVED by Purcell and SECONDED by Fleck THAT the meeting of  
the Council of the Municipality of Dutton Dunwich closes at 6:39 p.m.**

**CARRIED**

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Cameron McWilliam, Mayor

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Laurie Spence Bannerman, CAO

*THIS DOCUMENT IS AVAILABLE IN AN ACCESSIBLE FORMAT OR WITH APPROPRIATE  
COMMUNICATION SUPPORTS UPON REQUEST.*

## Heather Bouw

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**From:** Bob <bpurcell@bell.net>  
**Sent:** October 9, 2018 10:13 AM  
**To:** Cameron McWilliam (home); Laurie Spence Bannerman  
**Cc:** Dunc; LIONS Secretary; 'Dutton Lions'; Heather Bouw; Joe McMillan; 'mhentz'; 'Marilyn FLECK'; Dan McKillop (home)  
**Subject:** LIONS Splash-Pad position Council meeting Wed. Oct. 10, 2018

Hi Cameron:

Please; include, this e-mail with the "Splash-Pad" report coming to Council.

I will declare a 'Conflict' and be willing to speak as your funding Partner representative.

The LIONS support the recommendation of staff; that none of the tenders be accepted.

Our original offer to work direct with Ryan; Tim; contractors and sub-trades; to deliver a turn-key Splash-Pad, within the \$140K budget, still stands.

Thanks

**LION Bob PURCELL**  
**Dutton & District LIONS Club**  
Chair of Splash Pad project,  
Dutton, Ont.  
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1-519-762-3341 or  
[bpurcell@bell.net](mailto:bpurcell@bell.net)