



**MINUTES**

**DATE:** May 26, 2021

**REGULAR MEETING:** 10:00 A.M.

The May 26, 2021 Regular Council Meeting was held on the above date and called to order at 10:00 a.m. via electronic participation.

1. **CALL THE MEETING TO ORDER**

2. **ROLL CALL**

**ATTENDANCE:**

Councillor Sara Bailey  
Councillor Matthew Bulmer  
Councillor Jessica Goyda  
Councillor John Sepulis  
Mayor James Seeley

**STAFF IN ATTENDANCE:**

1. Glenn Schwendinger, CAO
2. Mike Fowler, Director of Public Works, Parks and Facilities
3. Mary Hasan, Director of Finance/Treasurer
4. Courtenay Hoytfox, Municipal Clerk
5. Jeff Bunn, Deputy Clerk

3. **MOMENT OF REFLECTION**

4. **CONFIRMATION OF THE AGENDA**

**Resolution No. 2021-148:**

Moved by Councillor Sepulis and  
Seconded by Councillor Bailey

**That Council approves the May 26, 2021 Agenda and Addendum as circulated.**

**CARRIED**

5. **DISCLOSURE OF PECUNIARY INTEREST & THE GENERAL NATURE THEREOF:**

Councillor Goyda declared a potential pecuniary interest related to item 10.3 although, I do not have a pecuniary interest in receiving the information, I do have a pecuniary interest in relation to any discussion or decisions regarding the position the Township will take as my family operates an aggregate in the Township.

6. **CONSENT AGENDA**

6.1 Adoption and Receipt of the Minutes of the Previous Council and Committee Meetings:

- 6.1.1 May 5, 2021 Electronic Participation Council Meeting Minutes
- 6.1.2 April 13, 2021 Committee of Adjustment Meeting Minutes
- 6.1.3 April 13, 2021 Planning and Development Advisory Committee Minutes
- January 11, 2021 Heritage Committee Meeting Minutes

6.2 Ministry of Environment, Conservation and Parks regarding Ontario Community Environment Fund

6.3 City of Barrie resolution regarding National 3-Digit Suicide and Crisis Hotline 21-G-098 (DD)

6.4 Municipality of Calvin resolution regarding National 3 Digit Suicide Line

- 6.5 Municipality of Grey Highlands resolution regarding support for 3 Digit Crisis Hotlines
- 6.6 Town of Aurora resolution regarding support 988 Suicide Crisis Prevention Hotlines
- 6.7 Municipality of Chatham-Kent resolution regarding change to Municipal Freedom of Information Privacy and Protection Acts
- 6.8 Municipality of Leamington resolution regarding Advocacy for Reform Municipal Freedom of Information and Protection of Privacy Act
- 6.9 Town of The Blue Mountains letter regarding Provincial Re-opening Strategy and Frontline Business Experienced
- 6.10 Municipality of Chatham-Kent support resolution regarding Withdraw Prohibition on Golfing and other Outdoor Recreational Activities
- 6.11 Town of Plympton-Wyoming resolution of support regarding Withdraw Prohibition on Golfing and other Outdoor Recreational Activities
- 6.12 Town of Shelburne resolution regarding support for Universal Paid Sick Days
- 6.13 Municipality of Calvin resolution regarding Fire Department Infrastructure
- 6.14 Municipality of Chatham-Kent support resolution for the City of Port Colburne supporting the Town of Brock regarding Cannabis Licensing and Enforcement
- 6.15 Municipality of Chatham-Kent support resolution regarding Exempt Carbon Tax on all Primary Agriculture Producers
- 6.16 Town of Amherstburg resolution in support of City of Kitchener's resolution regarding Planning Act Timelines
- 6.17 Town of Perth correspondence regarding Provincial Hospital Funding of Major Capital Equipment
- 6.18 Township of Scugog resolution regarding Bus Stops on Dead End Roads
- 6.19 Dufferin Aggregates Monthly Monitoring Report Mill Creek Pit License 5738 April Report

**Resolution No. 2021-149:**

Moved by Councillor Goyda and  
Seconded by Councillor Sepulis

**That the Consent Agenda items listed for MAY 26, 2021 Council meeting be received for information.**

**CARRIED**

**7. DELEGATIONS:**

7.1 10:05 AM Delegation by Bruce Taylor regarding report ADM-2021-035 Guelph Junction Railway Update.

The delegate experienced technical difficulties with connecting to the Zoom Webinar. The delegation was deferred.

**8. PUBLIC MEETINGS:**

8.1 May 26, 2021 Public Information Meeting held by electronic participation at 7:00 pm regarding the Township's Heritage Register.

**9. REPORTS:**

**9.1 Puslinch Fire and Rescue Services**

9.1.1 None

**9.2 Finance Department**

9.2.1 Report FIN-2021-015 - Audited Financial Statements for the year ended December 31, 2020

**Resolution No. 2021-0150:**

Moved by Councillor Sepulis and  
Seconded by Councillor Goyda

**THAT Report FIN-2021-015 regarding Audited Financial Statements for the year ended December 31, 2020 be received; and**

**THAT Council receives the presentation by Angela Nichol and Traci Smith of BDO Canada LLP regarding the 2020 Township of Puslinch Financial Statements; and**

**That Council approves the following documents from BDO Canada LLP:**

- a.) Audit Report to the Members of Council dated May 26, 2021;**
- b.) Financial statements for the year ended December 31, 2020.**

**CARRIED**

9.2.2 Report FIN-2021-016 - 2021 Final Tax Levy and Rates

**Resolution No. 2021-151:**

Moved by Councillor Sepulis and  
Seconded by Councillor Bailey

**THAT Report FIN-2021-016 regarding the 2021 Final Tax Levy and Rates be received; and**

**THAT the final property tax rates as identified in Schedule B and Schedule C to Report FIN-2021-016 be approved; and**

**THAT the final property tax due dates be established as Tuesday August 31, 2021 and Friday October 29, 2021; and**

**THAT Council give 3 readings to By-law No. 2021-032 being a by-law for the levy and collection of property taxes for the 2021 taxation year.**

**CARRIED**

9.2.3 Report FIN-2021-017 - 1st quarter financial report

**Resolution No. 2021-152:**

Moved by Councillor Bailey and  
Seconded by Councillor Sepulis

**THAT Report FIN-2021-017 regarding the First Quarter Financial Report for 2021 be received.**

**CARRIED**

**9.3 Administration Department**

9.3.1 Verbal Report from Kyle Davis regarding Triton Water Canada Holdings Inc. (formerly Nestle) Permit to Take Water

**Resolution No. 2021-153:**

Moved by Councillor Sepulis and  
Seconded by Councillor Goyda

**That the verbal Report from Kyle Davis regarding Triton Water Canada Holdings Inc. (formerly Nestle) Permit to Take Water be received; and**

**That comments from Harden Environmental and Kyle Davis be provided in order that Council may prepare and submit comments before the June 22nd deadline; and**

**That the Township consultants develop permit conditions that act proactively to prevent low water conditions rather than permit conditions that respond after the fact to low water conditions.**

**CARRIED**

9.3.2 Report ADM-2021-031 By-law Enforcement Occurrence 1st Quarter Report

**Resolution No. 2021-154:**

Moved by Councillor Bailey and  
Seconded by Councillor Sepulis

**That Report ADM-2021-031 regarding the 1st Quarter By-law Enforcement update be received for information.**

**CARRIED**

9.3.3 Report ADM-2021-032 - Proposed Parking Solutions - Sideroad 10 N

**Resolution No. 2021-155:**

Moved by Councillor Bailey and  
Seconded by Councillor Goyda

**That Report ADM-2021-032 regarding the Proposed Parking Amendments to Parking By-law 5000-05, as amended, be received; and**

**That staff prepare an amendment to the Township Parking By-law 5000-05, as amended, in accordance with option 2 for the June 16, 2021 Council meeting; and**

**That Council endorses option 3 as presented by staff and that parking be restricted to one side of the extended road allowance; and**

**That staff prepare a report identifying next steps for implementing option 3 for the June 16, 2021 Council meeting; and**

**That staff communicate the proposed solutions to the affected property owner; and**

**That staff advise the Guelph Hiking Club of the proposed changes to the parking areas.**

**CARRIED**

**Council recessed from 1:08 p.m. to 1:18 p.m.**

**Roll Call**

**Councillor Goyda  
Councillor Sepulis  
Councillor Bailey  
Councillor Bulmer  
Mayor Seeley**

9.3.4 Report ADM-2021-033 Sign By-law Variance Request - Capital Paving Inc.

**Resolution No. 2021-156:**

Moved by Councillor Sepulis and  
Seconded by Councillor Bailey

**That Report ADM-2021-033 regarding the Sign By-law Variance Request for Capital Paving Inc. be received; and**

**That Council approve the request for relief from the Sign By-law 09/91 Section 3.8 to permit a reduced setback from the road allowance of 20 metres; and**

**That the applicant satisfy Section 3.6 to ensure there are no negative effects of the illuminated sign on the neighbouring lands or streets; and**

**That the applicant be responsible to pay all third party costs associated with the Township's review of the Sign permit; and**

**That if in the event the road needs to be widened, the applicant pay for the relocation of the sign to the satisfaction of the Township.**

**CARRIED**

9.3.5 Report ADM-2021-034 Sign By-law Variance Request – Aberfoyle Powersports

**Resolution No. 2021-157:**

Moved by Councillor Goyda and  
Seconded by Councillor Bailey

**That Report ADM-2021-034 regarding the Sign By-law Variance Request for Aberfoyle Powersports be received; and**

**That Council approve the request for relief from the Sign By-law 09/91 Section 3.10 to permit 6 additional signs with a total aggregate surface area that does not exceed 9 square metres, in accordance with the Township Sign By-law on the same street frontage on the same lot; and**

**That the applicant satisfy Section 3.6 to ensure there are no negative effects of the illuminated signs on the neighbouring lands or streets; and**

**That the applicant be responsible to pay all third party costs associated with the Township's review of the Sign permits.**

**CARRIED**

9.3.6 Report ADM-2021-035 Guelph Junction Railway Update

**Resolution No. 2021-158:**

Moved by Councillor Sepulis and  
Seconded by Councillor Goyda

**THAT the May 26, 2021 report entitled Arkell Siding Update be received for information; and**

**THAT Council requests the following additional information be included in the on-going discussions with the City of Guelph:**

- **Council acknowledges the improved communications, discussions, and positive steps taken to this point to begin to address the identified concerns. Council looks forward to continued co-operation and resolution of these concerns.**
- **It is acknowledged that a siding has been present for a long time; however it was changed/expanded in the last few years. Following that, the use changed, and those changed uses are what is creating the significant concerns/complaints. This is all recent, and has had significant negative impacts.**
  - **Why was there no public process to comment on the changes/expansions?**
  - **Public consultation could have avoided a lot of these concerns by identifying what issued would need to be addressed**
  - **The change in use has not considered the negative impacts that have resulted on the existing adjacent residential uses**
  - **Very much a feeling that was done to them as opposed to with them**
  - **This is immensely inconsiderate**

- It is acknowledged that people live beside/near a railway. Some have lived there for 30 years and have never experienced this noise level and this level of night activity. The recent change in operations is unacceptable
- This extremely noisy unloading should occur in Guelph in an industrial area, not in a rural residential area of a neighbouring municipality
- Does train speed dictate the use/frequency of bells/whistles, i.e. if the train slowed down, could the frequency of use reduce?
- What will the motion sensors do?
- Noise and Vibration testing:
  - must be done at actual receptors, not at arbitrary locations and then results interpolated/projected for levels at adjacent residences.
  - Receptor locations should be of sufficient quantity to give a true indication of impact on residences
  - Must be done when unloading operations are taking place
  - When multiple cars are simultaneously unloaded, the noise and vibration is significantly worse, that should be when testing is done
- The old railway ties are not just a concern to ditches and surface water bodies. The existing old railway ties represent a concern with respect to the adjacent private water supply wells with contaminants leaching into the soil. These have been collected from various locations along the entire rail line, but stockpiled very near to existing drinking water wells. It appears that this is also in the groundwater recharge/wellhead protection area for Guelph itself. The removal of these and water/soil testing needs to be a priority, not something that is done when convenient.
- Scheduling of the operations needs to be adjusted back to what it was so operations are not taking place well after midnight. Need to stop by 11:00 pm
- Need a 24/7 contact at Guelph / GJR to provide to community so complaints/concerns can be reported directly; and

That staff report back to Council upon receipt of follow up information to be provided by Guelph GJR regarding the issues identified in the May 12th 2021 Guelph GJR Correspondence.

**CARRIED**

#### **9.4 Planning and Building Department**

9.4.1 None

#### **9.5 Emergency Management**

9.5.1 None

#### **9.6 Roads and Parks Department**

9.6.1 Report PW-2021-003 Asphalt 2021 Program Update

**Resolution No. 2021-159:**

Moved by Councillor Sepulis and  
Seconded by Councillor Goyda

That Report PW-2021-003 regarding the Asphalt Program Update be received for information.

**CARRIED**

#### **9.7 Recreation Department**

9.7.1 Report REC-2021-001 Soccer Pitch Update

**Resolution No. 2021-160:**

Moved by Councillor Bulmer and

Seconded by Councillor Bailey

**THAT Report REC-2021-001 regarding the Puslinch Community Centre Soccer Pitch Update be received for information.**

**CARRIED**

**10. CORRESPONDENCE:**

10.1 County of Wellington Regionally Significant Economic Development Area Report

**Resolution No. 2021-161:** Moved by Councillor Goyda and  
Seconded by Councillor Bulmer

**That Council receive Correspondence item 10.1 regarding the County of Wellington Regionally Significant Economic Development Area Report and that the Township of Puslinch Council endorses the report as presented.**

**CARRIED**

10.2 County of Wellington Council Resolution - Parking By-law Update

**Resolution No. 2021-162:** Moved by Councillor Sepulis and  
Seconded by Councillor Bulmer

**That Council receive Correspondence item 10.2 regarding the County of Wellington Council Resolution - Parking By-law Update; and**

**That Council direct staff to prepare the County of Wellington amendment to the Township Parking By-law 5000-05, as amended, to include the revisions as identified by Puslinch Council as follows:**

**Addition of the word "lot"**

9.8 No person shall park a vehicle upon a highway or Municipal **lot** in a time limited parking zone during a prohibited time as designated in Schedule "I" to this by-law.

**Correct "accessible person" to read "persons with disabilities"**

9.30 No person shall park a vehicle upon a highway or on a municipal parking lot so as to obstruct an access ramp provided for the use of **persons with disabilities**.

**Correct "accessible persons parking permit" to read "accessible parking permit"**

9.32 No person shall park a vehicle upon a highway or on a municipal parking lot or on private property in an accessible parking space unless that vehicle is transporting persons with disabilities and also displays a valid **accessible parking permit** issued by the Ontario Ministry of Transportation.

**CARRIED**

Councillor Goyda declared a potential pecuniary interest related to item 10.3 although, I do not have a pecuniary interest in receiving the information, I do have a pecuniary interest in relation to any discussion or decisions regarding the position the Township will take as a family member operates an aggregate in the Township and refrained from discussions and voting on that item.

10.3 Mill Creek Stewards Letter Regarding Low Water Levels in Mill Creek

**Resolution No. 2021-163:** Moved by Councillor Sepulis and  
Seconded by Councillor Bailey



**That Council receive Correspondence item 10.3 regarding the Mill Creek Stewards Letter Regarding Low Water Levels in Mill Creek for information.**

**CARRIED**

**Resolution No. 2021-164:**

Moved by Councillor Sepulis and  
Seconded by Councillor Bulmer

**Whereas Council has concerns regarding the low water levels at the Mill Creek Pit;**

**That Council direct staff to forward the Mill Creek 2020 Annual monitoring report to the Township Ecological consultant for review and comment.**

**CARRIED**

**11. COUNCIL REPORTS:**

**11.1 Mayor' Updates**

11.1.1 Mayor Seeley remarked on the upcoming AMO Conference and requested that Council finalize the delegations requests.

**Resolution No. 2021-165:**

Moved by Councillor Sepulis and  
Seconded by Councillor Bulmer

**That Council receive the Mayor's update; and**

**That Council authorize the Mayor and CAO to request delegations on Council's behalf; and**

**That Council finalize the list of delegation requests for the AMO conference as follows:**

**1. Minister of Municipal Affairs and Housing regarding:**

**a. The Government's Proposal to Expand the Greenbelt in collaboration with the County Planning Staff;  
and**

**b. Schedule 3 Bill 257 Minister Zoning Orders and the credit for employment lands**

**2. Minister of Natural Resources and Forestry regarding:**

**a. The on-going groundwater concerns relating to the CBM, Roszell Road Pit and general oversight of aggregate operations**

**3. Ministry of Environment, Conservation and Parks:**

**b. Request that the low water response protocol be established to work in a proactive manner as opposed to reactive manner and that the established levels are based on the current use and that Harden Environmental provide the wording for this delegation request.**

**CARRIED**

**11.2 Council Member Reports**

11.2.1 Councillor Sepulis provided an update that he requested that the CAO include any relevant postings from the Environmental Registry of Ontario in the Council agenda package.

11.2.2 Councillor Bailey provided an update on the Safe Communities Committee and noted the Community Safety and Wellbeing Plan has been published and that a digital copy of the plan will be made available on the Township's website.

**Resolution No. 2021-166:**

Moved by Councillor Goyda and  
Seconded by Councillor Sepulis

**That Council receive the Council member updates for information.**



**CARRIED**

**12. BY-LAWS:**

12.1.1 BL2021-032 – Being a By-law to provide for the levy and collection of property taxes for the 2021 taxation year.

**Resolution No. 2021-167:** Moved by Councillor Sepulis and  
Seconded by Councillor Bailey

**That the following By-laws be taken as read three times and finally passed in open Council:**

**12.1.1 BL2021-032 – Being a By-law to provide for the levy and collection of property taxes for the 2021 taxation year.**

**CARRIED**

**13. CLOSED SESSION:**

Council was in closed session from 2:16 p.m. to 3:00 p.m.

The Clerk stopped the recording and removed all public attendees from the webinar. The webinar was then 'locked' so no new participants are able to join.

**Resolution No. 2021-168:** Moved by Councillor Sepulis and  
Seconded by Councillor Bailey

**That Council shall go into closed session under Section 239 of the Municipal Act for the purpose of:**

**13.1 Adoption and receipt of the previous closed minutes**  
**13.1.1 May 5, 2021 Closed Session**

**13.2 Confidential Report ADM-2021-036 regarding a position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or to be carried on by or on behalf of the municipality or local board – Telecommunication Tower Proposal**

**13.3 Confidential Report ADM-2021-037 regarding advice that is subject to solicitor-client privilege, including communications necessary for that purpose – Swastika Trail**

**13.4 Confidential verbal report from Courtenay Hoytfox, Municipal Clerk, regarding a position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or to be carried on by or on behalf of the municipality or local board – Tennis Club Use Agreement**

**CARRIED**

**Resolution No. 2021-169:** Moved by Councillor Sepulis and  
Seconded by Councillor Goyda

**THAT Council moves into open session at 3:00pm**

**CARRIED**

Council resumed into open session at 3:00p.m.

**Resolution No. 2021-170:** Moved by Councillor Sepulis and  
Seconded by Councillor Bailey

**That Council receives the:**

**13.1 Adoption and receipt of the previous closed minutes**

**13.1.1 May 5, 2021 Closed Session**

**13.2 Confidential Report ADM-2021-036 regarding a position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or to be carried on by or on behalf of the municipality or local board – Telecommunication Tower Proposal**

**13.3 Confidential Report ADM-2021-037 regarding advice that is subject to solicitor-client privilege, including communications necessary for that purpose – Swastika Trail**

**13.4 Confidential verbal report from Courtenay Hoytfox, Municipal Clerk, regarding a position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or to be carried on by or on behalf of the municipality or local board – Tennis Club Use Agreement; and**

**That staff proceed as directed**

**CARRIED**

**14. BUSINESS ARISING FROM CLOSED SESSION: None**

**15. NOTICE OF MOTION: None**

**16. NEW BUSINESS: None**

**17. ANNOUNCEMENTS:**

17.1 Councillor Bailey made an announcement on behalf of Safe Communities Wellington County regarding Safe Kids week.

**18. CONFIRMATORY BY-LAW:**

(a) By-Law to confirm the proceedings of Council for the Corporation of the Township of Puslinch

**Resolution No. 2021-171:**

Moved by Councillor Bulmer and  
Seconded by Councillor Goyda

**That the following By-law be taken as read three times and finally passed in open Council:**

**By-Law 2021-033 being a by-law to confirm the proceedings of Council for the Corporation of the Township of Puslinch at its meeting held on the 26 day of May 2021.**

**CARRIED**

**19. ADJOURNMENT:**

**Resolution No. 2021-172:**

Moved by Councillor Bulmer and  
Seconded by Councillor Bailey

**That Council hereby adjourns at 3:07 p.m.**

**CARRIED**

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James Seeley, Mayor



THE CORPORATION OF THE TOWNSHIP OF PUSLINCH  
MAY 26, 2021 COUNCIL MEETING  
VIRTUAL MEETING BY ELECTRONIC PARTICIPATION

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Courtenay Hoytfox, Clerk