



MINUTES

DATE: March 1, 2023

CLOSED MEETING: Directly following section 13
Announcements

COUNCIL MEETING: 10:00 A.M.

The March 1, 2023 Council Meeting was held on the above date and called to order at 10:00 a.m. via electronic participation and in-person at 23 Brock Rd S, Puslinch.

1. **CALL THE MEETING TO ORDER**

2. **ROLL CALL**

ATTENDANCE:

Councillor Sara Bailey
Councillor Russel Hurst
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. Justine Brotherston, Deputy Clerk
6. Andrew Hartholt, CBO

3. **MOMENT OF REFLECTION**

4. **CONFIRMATION OF THE AGENDA**

Resolution No. 2023-061:

Moved by Councillor Hurst and
Seconded by Councillor Sepulis

That Council approves the March 1, 2023 Agenda and Addendum as circulated; and

That Council approves the additions to the agenda as follows:

Consent Item 6.1.4 Questions received from Council seeking additional information and the corresponding responses provided by staff regarding the March 1, 2023 Council agenda.

CARRIED

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

Councillor Goyda declared a potential conflict of interest related to Correspondence Item 10.6 due to a family member owning a gravel pit in the County of Wellington, I have a pecuniary interest in the assessment of gravel pits.

6. **CONSENT AGENDA**

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

- 6.1.1 February 8, 2023 Council Meeting Minutes
- 6.1.2 January 10, 2023 Committee of Adjustment Meeting Minutes
- 6.1.3 January 10, 2023 Committee of Adjustment Meeting Minutes
- 6.1.4 March 1, 2023 Council questions and Staff Responses

6.2 Dufferin Aggregates (5738) Monthly Monitoring Report - January 2023

- 6.3 Grand River Conservation Authority - Notification of By-Law 1-2023
- 6.4 The Spiritual Assembly of the Baha'is of Puslinch - Youth Advisory Committee
- 6.5 County of Huron - Call to Action - Review of the Cannabis Act
- 6.6 Municipality of West Nipissing - Concerns Regarding Bill 23 - More Homes Built Faster Act
- 6.7 Town of Deep River Resolution - School Board Elections
- 6.8 Town of Essex - Letter of Support - School Board Elections
- 6.9 Town of Plympton-Wyoming - Support Resolution for Petrolia - School Board Elections

Resolution No. 2023-062: Moved by Councillor Sepulis and
Seconded by Councillor Hurst

That the Consent Agenda items with the exception of items 6.5, 6.7, 6.8 and 6.9 listed for MARCH 1, 2023 Council meeting be received for information.

CARRIED

Resolution No. 2023-063: Moved by Councillor Bailey and
Seconded by Councillor Goyda

That the Consent Agenda items with the exception of item 6.5 listed for MARCH 1, 2023 Council meeting be received for information; and

That Council direct staff to include this item in our file when working through the Cannabis Policy work plan initiative.

CARRIED

Resolution No. 2023-064: Moved by Councillor Sepulis and
Seconded by Councillor Goyda

That the Consent Agenda items 6.7, 6.8 and 6.9 listed for MARCH 1, 2023 Council meeting be received; and

Whereas the Township of Puslinch Council has received correspondence from the Towns of Deep River, Essex and Plympton-Wyoming advising that their respective Councils support the resolution from Petrolia regarding school board elections; and

Whereas in the Province of Ontario, municipalities are responsible to conduct the election process on behalf of the school boards; and

Whereas as extensive amount of resources, time and management to advertise, co-ordinate and complete these trustee elections is placed on the municipality; and

Whereas municipalities do not receive any compensation or re-imbusement for orchestration of the school board trustee elections;

Be it resolved that the Township of Puslinch Council also is in support and request staff to forward this motion to the Hon. Steven Lecce, Minister of Education, Speaker Ted Arnott, MPP Matthew Rae and the school boards directly, AMO, ROMA and the County of Wellington requesting that school boards become responsible for conducting their own trustee elections or at minimum municipalities be compensated by the school boards for overseeing such trustee elections.

CARRIED

7. DELEGATIONS:

7.1 Specific Interest (Items Listed on the Meeting Agenda)

7.1.1 10:05 AM Delegation by Guy Giorno, Fasken Martineau Dumoulin LLP regarding agenda item 12.1.1 By-law to appoint an Integrity Commissioner for the Township of Puslinch ≠

Resolution No. 2023-065: Moved by Councillor Sepulis and
Seconded by Councillor Bailey



That Council receives the Delegation by Guy Giorno, Fasken Martineau Dumoulin LLP regarding agenda item 12.1.1 By-law to appoint an Integrity Commissioner for the Township of Puslinch for information.

CARRIED

7.2 General Interest (Items Not Previously Listed on the Meeting Agenda)
7.2.1 None

8. PUBLIC MEETINGS:

8.1 March 22, 2023 at 7:00 p.m. Public Information Meeting held in-person at 23 Brock Rd S. and by electronic participation through Zoom regarding the following matter:

Proposed Zoning By-law Amendment D14/WEL (Wellington Motor Freight) 128 Brock Rd S., Puslinch

9. REPORTS:

9.1 Puslinch Fire and Rescue Services

9.1.1 None

9.2 Finance Department

9.2.1 None

9.3 Administration Department

9.3.1 Report ADM-2023-010 - ADM-2023-010- Proposed 2023 Corporate Workplan

Resolution No. 2023-066:

Moved by Councillor Sepulis and
Seconded by Councillor Goyda

THAT Report ADM-2023-010 regarding the Proposed 2023 Corporate Workplan be received; and

That Council direct staff look to selecting a gravel road to commence this year and if funding is available that construction commence early next year to take advantage of current pricing.

CARRIED

Resolution No. 2023-067:

Moved by Councillor Goyda and
Seconded by Councillor Bailey

THAT the Township of Puslinch Council directs staff to proceed with finalizing the document as presented and report back to Council.

CARRIED

9.3.2 Report ADM-2023-011 - Heritage Advisory Committee Vacancy Appointment

Resolution No. 2023-068:

Moved by Councillor Goyda and
Seconded by Councillor Hurst

That Report ADM-2023-011 entitled Heritage Advisory Committee Vacancy Appoint be received; and,

That Council give 3 (three) regarding to By-law 2023-014 being a by-law to appoint citizen members to the Heritage Advisory Committee.

CARRIED

9.3.3 Report ADM-2023-012 2020 Monitoring Report - Lafarge McMillan Pit, Licence No. 10671 and Peer Review

Resolution No. 2023-069: Moved by Councillor Hurst and
Seconded by Councillor Sepulis

That Report ADM-2023-012 entitled 2020 Monitoring Report – Lafarge McMillan Pit, Licence No. 10671 and Peer Review be received; and

That Council direct staff to forward the staff report and schedules to Mr. Wayne Madden, the resident requesting the information; and

That Council direct staff to request that this information be provided by Lafarge voluntarily and that failing the monitoring data being provided voluntarily;

That Council direct staff to request this information on an on-going annual basis through a Freedom of Information Request to the Ministry.

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 None

9.7 Recreation Department

9.7.1 None

10. CORRESPONDENCE:

10.1 County of Wellington - County Official Plan Review - Progress Report 8

Resolution No. 2023-070: Moved by Councillor Goyda and
Seconded by Councillor Sepulis

That Council receives the correspondence item County of Wellington - County Official Plan Review - Progress Report 8 for information; and

That Council direct staff to request County to present to Council the Draft Provincial Agricultural System mapping as it would be beneficial for residents that own property in the candidate areas to understand how they can become involved in this process particularly if they are interested in severing their lands.

CARRIED

10.2 County of Welling - Roads Committee Report - Lake Road Reconstruction (Wellington Road 32, Puslinch, - Project Details and Speed Limit Changes

Resolution No. 2023-071: Moved by Councillor Goyda and
Seconded by Councillor Sepulis

That Council receives the correspondence item 10.2 County of Wellington - Roads Committee Report - Lake Road Reconstruction (Wellington Road 32, Puslinch, - Project Details and Speed Limit Changes for information; and

That Council direct staff to request that the County be requested to report to Council prior to approving the speed by-law and comment on the proposal for the addition of a three-way-stop at Travelled Road and Sandy Shore Blvd. and comment on the proposal for a graduated speed option from Townline Road to the residential area; and

That the County consider implementing a pilot program prior to adopting the speed by-law.

CARRIED

10.3 County of Wellington – Planning Report – Bill 23 – More Homes Built Faster Act, 2022

Resolution No. 2023-072: Moved by Councillor Hurst and
Seconded by Councillor Sepulis

That Council receives the correspondence item 10.3 County of Wellington – Planning Report – Bill 23 – More Homes Built Faster Act, 2022 and 10.3.1 Ontario Professional Planners Institute & WeirFoulds LLP – Annual Seminar – Bill 23 – More Homes Built Faster Act, 2022 for information.

CARRIED

Councillor Goyda declared a potential conflict of interest related to Correspondence Item 10.4 due to a family member owning a gravel pit in the County of Wellington, I have a pecuniary interest in the assessment of gravel pits and refrained from discussions and voting on that item.

10.4 McMillan Pit (5737) 2022 Water Quality Analysis Report and Peer Review

Resolution No. 2023-073: Moved by Councillor Hurst and
Seconded by Councillor Sepulis

That Council receives the correspondence item 10.4 McMillan Pit (5737) 2022 Water Quality Analysis Report and Peer Review for information; and

That Council direct staff to contact the MNRF to surrender the licence for this pit given that extraction has ceased since 2004; and

That Council direct staff to retain a consultant to review the property in relation to the Ontario Divisional Court Decision – Municipal Property Assessment Corporation et al v County of Wellington decision in order to classify the property assessment in accordance with the decision and whether the end use of aqua-farming is an approved use under the ARA licence and if it is an approved use in accordance with the Township Zoning By-law; and

That Council direct staff to confirm with the pit operator that the extraction activity has ceased permanently.

CARRIED

10.5 Dufferin Aberfoyle Pit 2 Application to request to increase annual tonnage limit

Resolution No. 2023-074: Moved by Councillor Sepulis and
Seconded by Councillor Bailey

That Council receives the correspondence item 10.5 Dufferin Aberfoyle Pit 2 Application to request to increase annual tonnage limit for information; and

That Council direct staff to gather more information and report back to Council on this request with next steps.



CARRIED

Councillor Goyda declared a potential conflict of interest related to Correspondence Item 10.6 due to a family member owning a gravel pit in the County of Wellington, I have a pecuniary interest in the assessment of gravel pits and refrained from discussions and voting on that item.

10.6 Ontario Divisional Court Decision – Municipal Property Assessment Corporation et al v County of Wellington

Resolution No. 2023-075:

Moved by Councillor Sepulis and
Seconded by Councillor Hurst

That Council receives the correspondence item 10.6 Ontario Divisional Court Decision – Municipal Property Assessment Corporation et al v County of Wellington for information; and

That Council request that Ken DeHart from the County of Wellington present to Council on this matter at a future meeting.

CARRIED

Council recessed from 11:44 p.m. to 11:56 p.m.

Roll Call

**Councillor Goyda
Councillor Sepulis
Councillor Bailey
Councillor Hurst
Mayor Seeley**

11. COUNCIL REPORTS:

11.1 Mayor' Updates

11.1.1 Mayor Seeley gave an update on recent discussions with MPP Rae.

11.1.2 Mayor Seeley gave an update regarding TAPMO meetings and upcoming meetings with the City of Cambridge

11.1.3 Councillor Hurst discussed talking with Cambridge regarding the fire service agreement and Council direction & Councillor Sepulis discussed GRCA lands in respect to Puslinch lake access.

11.2 Council Member Reports

11.2.1 Councillor Bailey gave an update on the Safe Communities VON (Victoria Order of Nurses) fitness classes 4 days a week at Duff's Church Mon-Thursday. Classes are newly offered on Tuesday and Thursdays in Mini Lakes.

11.2.2 Councillor Goyda provided an update Friends of Mill Creek Committee and executing the ranger program and uncertain how to carry on with the program. New membership and outreach is needed.

Resolution No. 2023-076:

Moved by Councillor Sepulis and
Seconded by Councillor Hurst

That Council receive the Mayors and Council member updates for information.

CARRIED

12. BY-LAWS:

12.1.1 BL2023-013 – Being a by-law to appoint an Integrity Commissioner for the Township of Puslinch

12.1.2 BL2023-014 – Being a by-law to appoint a Heritage Advisory Committee which repeals by-law 2023-007

Resolution No. 2023-077:

Moved by Councillor Sepulis and



Seconded by Councillor Hurst

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

12.1.1 BL2023-013 – Being a by-law to appoint an Integrity Commissioner for the Township of Puslinch, as amended

12.1.2 BL2023-014 – Being a by-law to appoint a Heritage Advisory Committee for the Township of Puslinch

CARRIED

13. ANNOUNCEMENTS:

17.1 Councillor Hurst mentioned the first Heritage Advisory meeting March 6, 2023

14. CLOSED SESSION:

Council was in closed session from 12:30 p.m. to 3:16 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. 2023-078:

Moved by Councillor Bailey and
Seconded by Councillor Goyda

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

14.1 Confidential report prepared by Kevin Thompson, SV Law Firm LLP regarding advice that is subject to solicitor client privilege, including communications necessary for that purpose – Ontario Land Tribunal matter

14.2 Confidential report prepared by Eric Davis, SV Law Firm LLP regarding advice that is subject to solicitor client privilege, including communications necessary for that purpose and regarding the security of the property of the municipality or local board – Township lands

14.3 Confidential report regarding personal matters about an identifiable individual, including municipal or local board employees – Volunteer of the Year Award Nominations

CARRIED

Resolution No. 2023-079:

Moved by Councillor Hurst and
Seconded by Councillor Bailey

THAT Council moves into open session at 3:16 pm

CARRIED

Council resumed into open session at 3:16 p.m.

Resolution No. 2023-080:

Moved by Councillor Bailey and
Seconded by Councillor Hurst

That Council receives the:

14.1 Confidential report prepared by Kevin Thompson, SV Law Firm LLP regarding advice that is subject to solicitor client privilege, including communications necessary for that purpose – Ontario Land Tribunal matter

14.2 Confidential report prepared by Eric Davis, SV Law Firm LLP regarding advice that is subject to solicitor client privilege, including communications necessary for that purpose and regarding the security of the property of the municipality or local board – Township lands



14.3 Confidential report regarding personal matters about an identifiable individual, including municipal or local board employees – Volunteer of the Year Award Nominations; and

That staff proceed as directed.

CARRIED

15. BUSINESS ARISING FROM CLOSED SESSION:

None

16. NOTICE OF MOTION:

None

17. NEW BUSINESS:

Staff to consider inviting recipients of the Volunteer of the Year and Senior of the Year to the Township appreciation night.

18. CONFIRMATORY BY-LAW:

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

Resolution No. 2023-081:

Moved by Councillor Hurst and
Seconded by Councillor Sepulis

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

By-Law 2023-015 being a by-law to confirm the proceedings of Council for the Corporation of the Township of Puslinch at its meeting held on the 1 day of March 2023.

CARRIED

19. ADJOURNMENT:

Resolution No. 2023-082:

Moved by Councillor Hurst and
Seconded by Councillor Sepulis

That Council hereby adjourns at 3:19 p.m.

CARRIED

James Seeley, Mayor

Courtenay Hoytfox, Clerk