



THE CORPORATION OF THE
Township Of Pelee
REGULAR MEETING OF COUNCIL

MINUTES

TUESDAY, September 26, 2023
6:00 PM

Royal Canadian Legion, Branch 403
1169 West Shore Road
Pelee Island, ON, N0R 1M0

Members of Council: Mayor Cathy Miller
Deputy Mayor Dayne Malloch
Councillor Dave De Lellis
Councillor Michelle Taylor

Members of Administration: Interim Clerk Mary Masse
Treasurer Michelle Feltz

Others Present: Drainage Superintendent, Eric Chamberlain
Pump House Manager – Mack Feltz
Members of the Public

1. CALL TO ORDER

Mayor Cathy Miller called the Meeting to order at 6:00 p.m.

2. AMENDMENTS TO THE AGENDA

3. DISCLOSURE OF PECUNIARY INTEREST

Mayor Miller declared a conflict with items 8R due to her involvement in the Hell on Heels fundraiser event and Item 9B 3) as it pertains to her personal property.

4. CONFIRMATION OF PREVIOUS MINUTES

A. Special Meeting Minutes of August 21, 2023

Resolution 2023 –200

Moved By: Deputy Mayor Dayne Malloch

Seconded By: Councillor Deve De Lellis

That the August 21, 2023 Special Meeting of Council Minutes BE ADOPTED.

CARRIED

Resolution 2023 – 201

Moved By: Deputy Mayor Dayne Malloch

Seconded By: Councillor Deve De Lellis

That the August 22, 2023 Regular Meeting of Council Minutes BE ADOPTED.

CARRIED

5. DELEGATIONS

6. MATTERS SUBJECT TO NOTICE

- A. Second Court of Revision – Curry Marsh Drain Mc Clure bridge
Drainage Superintendent Eric Chamberlain report 2023-56 EC Curry Marsh Drain, Mc Clure bridge

Resolution 2023-202

Moved by Councillor Michelle Taylor

Seconded by: Councillor Dave DeLellis

- 1. That Council reconvene the Court of Revision for the 2nd sitting on the Curry Marsh Drain Mc Clure bridge.**
- 2. The revised schedule of assessment and watershed plan dated August 31, 2023 prepared by Rood Engineering Inc. be presented to the Cort of Revision and landowners to deal with concerns raised by the landowners.**

CARRIED

Drainage Superintendent Chamberlain reviewed the revised schedule of assessment and the appeal received which is based on the following:

- The property is assessed at 100% but the water does not drain that way.
- A 52-foot culvert is not an improvement because there is more chance of it being blocked and causing flooding.
- There is land draining into the system that has not been properly assessed and causing flooding and over of the Frank Wiper Drain

The Drainage Superintendent undertook a review of the history of the drainage reports and subsequent improvements undertaken for the Frank Wiper Drain, Crawford Drain, Curry Marsh Drain – West Branch, he further advised that the length of the culvert would not have an impact on potential flooding of the drain.

In response to the concern regarding the overflow of water not assessed, the Drainage Superintendent advised that a recommendation is before Council to remove the culvert under Henderson Road that ties to the Wiper Drain. Mr. Chamberlain further noted that if the

property owners wish to see the Frank wiper drain disconnected from the Crawford Drain a request for improvement to the Frank Wiper Drain and West Branch of the Curry Marsh Dain would be necessary.

The members of the court reviewed the appeal and information provided by the Drainage Superintendent and asked Mr. Ryerse for further clarification regarding his concerns.

The appellant Mr. Craig Ryerse indicated that his affected lands drain in two different directions and should not be entirely assessed into the Curry Marsh drain as a significant amount also drains into the Crawford drain.

Some discussion took place regarding the condition of the auxiliary drains in the subject area and the need to clean the drains to improve water flow.

Resolution 2023-203

Moved by Councillor Michelle Taylor

Seconded by: Councillor Dave DeLellis

That:

- 1. The report from the Drainage Superintendent dated September 20, 2023 regarding the engineer's report for the 2nd Court of Revision for the Curry Marsh Drain McClure Bridge BE RECEIVED;**
- 2. The schedules of assessment BE ADOPTED subject to any alterations by the Court of Revision provided by the appointed engineer for the Curry Marsh Drain – McClure Bridge as prepared by Rood Engineering Inc. dated August 31, 2023.**
- 3. The Court of Revision for the Curry Marsh Drain Mc Clure bridge be closed**

CARRIED

7. CONSENT AGENDA

- A. Town of Grimsby resolution re: Livable Income
- B. Town of Bracebridge re: changes to MFIPPA
- C. Ministry of Municipal Affairs and Housing re: Building Faster Fund
- D. Township of Severn re: Climate Emergency Just Transition Fund
- E. City of Hamilton re: Greenbelt Development
- F. Township of Matachewan re: Safe and Respectful Workplace
- G. National Chronic Pain Society re: OHIP coverage for chronic pain
- H. Ministry of Natural Resources - changes to Oil, Gas & Salt Resource Act
- I. Prince Edward County re: Provincial Policy Statement
- J. OPP re: Revenue from Polic Record Checks
- K. Municipality of St Charles re: Homelessness
- L. Township of Selwyn re: Short Term Rentals

- M. OSTC/MTO minutes – August 23, 2023
- N. Disbursements
- O. Destination Development Committee meeting August 16, 2023
- P. ERCA – Water Quality and Kingsville Leamington Nutrient Project
- Q. Pelee Island Public School re: Annual Pheasant Hunt Raffle request for donation
- R. Hell on heels fundraising event – Oct 15, 2023 Re: Potable Water Fund

Resolution 2023 – 204

Moved By: Deputy Mayor Dayne Malloch

Seconded By: Councillor Michelle Taylor

That Consent Agenda items 8. A. to 8.R. be received.

CARRIED

Resolution 2023 –205

Moved By: Deputy Mayor Dayne Malloch

Seconded By: Councillor Dave DeLellis

That the Council of the Corporation of the Township of Pelee hereby approves the request from Pelee Island Public School to donate three 2024 Pheasant Hunt Licenses for their Annual Pheasant Hunt Raffle.

CARRIED

Resolution 2023-206

Moved by Councillor Michelle Taylor

Seconded by: Councillor Dave DeLellis

That the Council of the Corporation of the Township of Pelee hereby approves the request from the Hell on Heels 2023 Fundraiser for Pelee Island Potable Water fund.

CARRIED

9. REPORTS

A. Interim Clerk

i. Report No. 2023 – 57 MM- Revised Harassment Policy

Resolution 2023-207

Moved by Councillor Dave DeLellis

Seconded by: Deputy Mayor Dayne Malloch

That:

- 1. Council approves amendments to the Workplace Harassment Prevention Policy #2019-02-03**

-CARRIED-

B. Drainage Superintendent Eric Chamberlain

- i. Report No. 2023- 58 EC – Wiper – East West Road Drains illegal culvert

Resolution 2023-208

Moved By: Deputy Mayor Dayne Malloch

Seconded By: Councillor Dave DeLellis

That:

- 1. The report from Contract Drainage Superintendent dated September 5, 2023 regarding the Illegal Culvert Connecting East West Road Drain to the Wiper Drain BE RECEIVED;**
- 2. The cost estimate provided by Total Source Contracting of \$3,000 to remove the culvert under Henderson Road and drain cleaning BE APPROVED.**

CARRIED

- ii. Report No. 2023- 59 EC – Request from Trent University to use drainage layer

Resolution 2023-209

Moved By: Councillor Michelle Taylor

Seconded By: Councillor Dave DeLellis

It is recommended that:

- 1. The report from the Drainage Superintendent dated August 16, 2023 regarding the engineer's report regarding Trent University request to use Pelee Municipal Drain Layer BE RECEIVED;**
- 2. Trent University BE APPROVED to use the Pelee Island Municipal Drain Layer for the purpose of completing tracking Crayfish movements with focus on the White River Crayfish.**

CARRIED

iii. Report No. 2023- 60 EC and MF – August 24, 2023 rain event

Resolution 2023-210

Moved By: Councillor Dave DeLellis

Seconded By: Councillor Michelle Taylor

That:

- 1. The report from the Contract Drainage Superintendent and Drainage Commissioner dated August 31, 2023 regarding 2023 Flood Review from the August 24, 2023 Rain Event BE RECEIVED as information.**

CARRIED

10. NOTICES OF MOTION

11. RECOGNITIONS AND ANNOUNCEMENTS

The Mayor welcomed co-op student James Gardner who is assisting with digitizing files at the municipal office.

The Mayor acknowledged and remembered Herbie Feltz a long time Pelee Island resident and farmer who recently passed away.

12. BY-LAWS

By-Law 2023 –64; Being a By-law Regulating hunting for the 2023-2024 season

Resolution 2023 - 211

Moved By: Councillor Dave DeLellis

Seconded By: Deputy Mayor Dayne Malloch

That the Council of the Corporation of the Township of Pelee hereby adopt By-Law 2023 – 64; Being a By-Law to regulate hunting

CARRIED

By-law 2023-65; Being a By-Law to confirm the proceedings of Council.

Resolution 2023 - 212

Moved By: Councillor Dave DeLellis

Seconded By: Councillor Michelle Taylor

That By-law 2023-65 being a By-Law to confirm the proceedings of Council for September 26, 2023 be read a first, second and third time and finally adopted this 26th day of September, 2023

CARRIED

13. CLOSED SESSION AND ADJOURNMENT

The Mayor recessed the regular meeting of Council at 7:31 PM for a period of 5 minutes.

Resolution 2023-213

Moved by: Deputy Mayor Dayne Malloch

Seconded by: Councillor Dave DeLellis

That the Council of the Township of Pelee, pursuant to Section 239(2) of the *Municipal Act, 2001*, enter into Closed Session at 7:39 p.m. to address the following items:

A. Future use of property owned by the municipality Discussion is in accordance with the Municipal Act section 239 (2) © a proposed or pending acquisition or disposition of land by the municipality or local board

CARRIED

The Mayor adjourned the meeting at 8:22 p.m.

Original signed by: _____

**Catherine Miller,
Mayor**

Original signed by: _____

**Mary Masse, Interim
Clerk**