



## Minutes of the Special Council Meeting

Place: Zoom and streamed live to FaceBook  
Date: Thursday, January 27, 2022  
Presiding Officer: Mayor Gregory Henley  
Councillors present: Deputy Mayor Wade Adshade, Councillor Carla Black, Councillor Brenton Colborne, Councillor Paul Jones, Councillor Arnold MacDonald, and Councillor Chrystal McNutt  
Regrets: nil

***A quorum was present throughout the meeting.***

Staff in attendance: Town Clerk – Linda Cloney (recording secretary)

### **1. Call to order**

Mayor Henley called the meeting to order at 6:00 pm.

### **2. Approval of Agenda**

Moved by Councillor Jones and seconded by Councillor MacDonald that the agenda of the Special Council Meeting for January 27, 2022, be approved, as presented.

***Motion Carried***

### **3. New Business**

#### **3.1 Solid Waste By-Law, #02-02 Amendments – Second Reading – Deputy Mayor Adshade**

Further to the recent amendments to the Solid Waste By-Laws in each of Amherst, Cumberland, and Oxford, GFL Environmental Inc. ("GFL") subsequently requested additional by-law amendments to ensure (i) continuity of flow-control of Solid Waste to the facility in Little Forks and (ii) to expressly provide export rights for GFL after the sale of the facility to GFL.

In the case of Amherst and Cumberland, the amendments essentially require reinsertion of provisions previously removed by the Councils to Amherst By-law D20 and Cumberland By-Law 18-02. In both cases, the provisions were removed pursuant to GFL's request to remove municipal prohibitions on the export of Solid Waste to the facility.

The proposed language for amendment of these By-Laws simply adds the prohibition on exporting Solid Waste back into the By-Laws. The proposed amendment also gives each Council authority to provide exemptions (if deemed necessary) to the flow control prohibition by way of Council Resolution.

Moved by Deputy Mayor Adshade and seconded by Councillor Jones that Council gives second reading of the Bylaw to amend the Solid Waste Bylaw, #02-02.

***Motion Carried***

**3.2 Resolution to Permit Export of Materials by GFL Environmental Inc. – Deputy Mayor Adshade**

The partner municipalities of the CJSMA have agreed to sell the assets of the Cumberland Central Landfill and the agreement specifically allows the purchaser to export solid waste. This is required as part of the purchaser's business plan.

The purchaser has requested additional by-law amendments to ensure (i) continuity of flow-control of Solid Waste to the facility in Little Forks and (ii) to expressly provide export rights for the purchaser after the sale of the facility. With those amendments now considered, a resolution will be required to permit GFL to export waste.

Moved by Deputy Mayor Adshade and seconded by Councillor Colborne that Council authorizes the exportation or removal of solid waste material generated within the Town of Oxford outside the boundaries of Cumberland County by GFL Environmental Inc. effective February 1, 2022, pursuant to articles 22 and 23 of the Solid Waste Bylaw, #02-02.

***Motion Carried***

**3.3 Waste Resource Benefits Agreement Resolution – Deputy Mayor Adshade**

The partner municipalities of the CJSMA have agreed to sell the assets of the Cumberland Central Landfill and the agreement specifically allows the purchaser to export solid waste. This is required as part of the purchaser's business plan. Recognizing that the current purchase and sale transaction is based on historical waste volumes resulting from existing flow control measures, the Waste/Resource Benefits Agreement is also proposed to be amended to include a price adjustment provision that would apply in the event the Town deems it necessary at some future time to exempt certain waste streams from the flow control regime.

Moved by Deputy Mayor Adshade and seconded by Councillor Jones that Council authorizes the following amendments to the Waste/Resource Benefits Agreement among the Municipality of the County of Cumberland, the Town of Amherst, and the Town of Oxford and GFL Environmental Inc.:

**The addition of Section 4.02:** The Town acknowledges and agrees that if permission is given to any person under its by-laws, other than GFL, to export Designated Town Waste that would otherwise be required to be deposited at the Facility, the Town will provide reasonable notice to GFL of such permission being granted. If the volume of Designated Town Waste delivered to the Facility is reduced as a result of the aforementioned permission, the Parties agree to negotiate an adjustment to the Tip Fees provided in Section 3.04 for the specific type of Designated Town Waste affected and by an amount proportionate to the reduction of that specific type of Designated Waste directly

attributable to the permission granted by the Town. If the parties cannot agree to an adjustment to the Tip Fees, the matter shall be determined pursuant to the dispute resolution process outlined in section 12 below.

**The amendment of Section 3.04(b)** to change the CPI Adjustment date from January 1, 2022, to July 1, 2022.

***Motion Carried***

### **3.4 Recommendation from Personnel Committee – Councillor Jones**

Due to the workload at the Administration Office, it was recommended by the Personnel Committee to hire a full-time Office Assistant. Some of the duties identified are reconciliation of bank statements, processing water and tax billings, processing monthly interest, posting deposits, online payments and minute taking.

Councillor Colborne asked if hiring a full-time Office Assistant if we would have an additional person in the office as well as the Office Clerk. This would be a total of four people in the office.

*Response: Yes, there would be a total of four people working in the office.*

Moved by Councilor Jones and seconded by Deputy Mayor Adshade to accept the Personnel Committee's recommendation to hire a full-time Office Assistant to be employed at the Town Office.

Deputy Mayor Adshade – Yay

Councillor Black – Yay

Councillor Colborne – Nay

Councillor Jones – Yay

Councillor MacDonald – Yay

Councillor McNutt - Yay

***Motion Carried***

### **3.5 Recommendation from the Audit Committee – Councillor Black**

The Audit Committee met on Tuesday, January 25. Staff have been following the Tax & Water Collection policy and are in position to send out preliminary notices to properties that are in a Tax Sale position, beginning October 1. It was noted, in the audit meeting, that the Town of Oxford has not had a Tax Sale in years.

The Audit Committee recommends to Town Council to direct staff to continue to send arrear notices to customers that have outstanding taxes, send preliminary notices giving 60 calendar days to pay the account in full beginning October 1, 2022, and then issue the Notice of Intent no earlier than January 15, 2023, as stated in the Tax & Water Collection Policy.

Moved by Councillor Black and seconded by Councillor McNutt to accept the recommendation from the Audit Committee and direct staff to continue to send arrear notices to customers that have outstanding taxes, send preliminary notices giving 60 calendar days to pay the account in full beginning October 1, 2022, and then issue the Notice

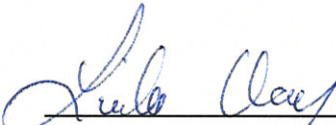
of Intent no earlier than January 15, 2023, as stated in the Tax & Water Collection Policy.  
**Motion Carried**

**4. Adjournment**

At 6:10 pm, it was moved by Councillor Jones that the meeting be adjourned.

**Motion Carried**

  
\_\_\_\_\_  
**Gregory Henley, Mayor**

  
\_\_\_\_\_  
**Linda Cloney, Recording Secretary**