

The first meeting of the Council of the Municipality of West Perth for the month of April 2008 was held in the Council Chambers at the Municipal Office on Monday, April 14, 2008 at 7:00 p.m.

Members of Council Present;

Mayor John Van Bakel  
Deputy Mayor Gerry Kehl  
Councillor Don Jones  
Councillor Barb MacLean  
Councillor Ross McIntosh  
Councillor Walter McKenzie  
Councillor Darryl Seigner  
Councillor Mike Tam  
Councillor Larry Wight  
Councillor Bert Vorstenbosch  
Councillor Gordon Young

Members of Staff Present:

Chief Administrative Officer Will Jaques  
Clerk Hazel Soady-Easton

**1. Opening:**

Mayor Van Bakel called the meeting to order at 7:00 p.m.

Mayor Van Bakel requested an addition to Agenda Item 7. Correspondence for Council Direction. This will be considered as Agenda Item 7.8.

**2. Declaration of Conflict of Interest**

There were no pecuniary conflicts of interest stated by any members of Council with regard to items on the Agenda.

Media coverage was provided by Andy Bader, Editor of the Mitchell Advocate.

**3. Delegations and Petitions: none**

**4. Approval of the Minutes of Previous Meeting(s):**

RESOLUTION: 145/08

Moved by Don Jones

Seconded by Barb MacLean

THAT:

The Council of the Municipality of West Perth approve the minutes of the March 31, 2008 regular Council meeting as presented.

CARRIED

Business arising from the minutes:

Councillor Tam reported that Spring Fling went well, there was positive feedback. There were 175 attendees. The profit was down slightly.

**5. Planning: none**

**6. Drains:**

RESOLUTION: 146/08

Moved by Gordon Young

Seconded by Larry Wight

THAT:

The Council of the Municipality of West Perth appoint William J. Dietrich as the engineer to prepare an Improvement/Report under Section 74 of the Drainage Act, Chapter D17, R.S.O. 1990, Request for Repair on the Bannerman Municipal Drain in Logan Ward, West Perth for property owned by Anthony and Adriana Tollenaar at Lot 9, Concession 15.

CARRIED

**7. Correspondence for Council Direction:**

RESOLUTION: 147/08

Moved by Darryl Seigner

Seconded by Barb MacLean

THAT:

The Council of the Municipality of West Perth postpone the request to approve a request from the Royal Canadian Legion, Branch 128, Mitchell for a liquor license extension for outside liquor service for further information including:

- A drawing which includes a fence around the intended licensed area,
- The number of days, weeks, months is intended for the licensed area,
- How the Legion is going to comply with Provincial smoking legislation and the distance that smokers must be from a building.

CARRIED

RESOLUTION: 148/08

Moved by Don Jones

Seconded by Darryl Seigner

THAT:

The Council of the Municipality of West Perth approve a request from Blake Watson & Melissa Hovey to use Lions Park, Mitchell for a marriage ceremony on Friday, August 8, 2008 at 7:00 p.m.

CARRIED

RESOLUTION: 149/08

Moved by Walter McKenzie

Seconded by Gerry Kehl

THAT:

The Council of the Municipality of West Perth approve an application by the Mitchell Mets Intermediate Fastball Team for a Special Occasion Liquor Permit for the Fundraising Mitchell Mets Fast Pitch Tournament on June 6, 7 & 8, 2008 at Keterson Park.

CARRIED

RESOLUTION: 150/08

Moved by Mike Tam

Seconded by Larry Wight

THAT:

The Council of the Municipality of West Perth approve the Mitchell Kinsmen and Kinettes Beach Party dance at the Mitchell Arena on Saturday, May 10, 2008.

CARRIED

RESOLUTION: 151/08

Moved by Barb MacLean

Seconded by Mike Tam

THAT:

The Council of the Municipality of West Perth approve the Mitchell & District Kinettes Club Rubber Duck Race to be held on Saturday, May 3 at the Thames River by the Howie Morenz Park.

CARRIED

RESOLUTION: 152/08

Moved by Gerry Kehl

Seconded by Mike Tam

THAT:

The Council of the Municipality of West Perth forward the request for a nomination to the 2008 Heritage Community Recognition program to the West Perth Heritage Committee.

CARRIED

Mayor Van Bakel had a complaint about the property at William and Wimpole Streets. Councillor Tam will speak to the owner, he is reasonable and will probably clean the property up. Mayor Van Bakel will call the complainant to advise of steps taken.

**8. Correspondence for Council's Information:**

RESOLUTION: 153/08

Moved by Gerry Kehl

Seconded by Don Jones

THAT:

The Council of the Municipality of West Perth support a Resolution from the City of Ottawa as follows:

**Whereas** the work of the Municipal Property Assessment Corporation ("MPAC") provides services to both municipal governments and the Provincial Government for the purpose of collecting property taxes;

**And whereas** Ontario municipalities pay for MPAC services and costs and the Province does not;

**Therefore be it resolved that** the Municipality of West Perth requests that the Province of Ontario pay a proportional share of MPAC costs related to education property taxes; and

**Be it further resolved that** this request be communicated to the Minister of Municipal Affairs and Housing, the MPAC Board of Directors, LUMCO, MARCO and the Association of Municipalities of Ontario.

CARRIED

RESOLUTION: 154/08

Moved by Gerry Kehl

Seconded by Gordon Young

THAT:

The Council of the Municipality of West Perth support a Resolution from the City of Port Colborne as follows:

**Whereas** Ontario Regulation 429/07 under the Accessibility for Ontarians with Disabilities Act, 2005 establishes accessibility standards for customer service which apply to every designated public sector organization, including municipalities and others that provide goods or services to members of the public or other third parties;

**And whereas** designated public sector organizations, including municipalities, must comply with the accessibility standards established by O.Reg 429/07 by January 1, 2010;

**And whereas** in order to comply with O.Reg 429/07, public sector organizations, including municipalities must by January 1, 2010 establish policies, practices and procedures governing the provision of their goods or services to persons with disabilities in a manner that respects the dignity and independence of persons with disabilities enables persons with disabilities to obtain use or benefit from the goods and services and gives persons with disabilities equal opportunity to obtain, use and benefit from the goods or services;

**And whereas** in order to comply with O.Reg 429/07, public sector organizations, including municipalities must by January 1, 2010 prepare document(s) describing such policies, practices and procedures and make available a copy of any such document(s) free of charge;

**And whereas** in order to comply with O.Reg 429/07, public sector organizations, including municipalities must by January 1, 2010 prepare document(s) that set out the steps to be taken in connection with the temporary disruption of the provision of goods and services to persons with disabilities and the giving of notice in connection with such disruption of service;

**And whereas** in order to comply with O.Reg 429/07, every provider of goods and services, including municipalities, must ensure that every person who deals with members of the public or participates in developing the provider's policies, practices and procedures receives training about the provision of its goods and services to persons with disabilities and maintain records of such training and provide such training on an ongoing basis;

**And whereas** the Council of the Municipalities of West Perth support the objectives of Ontario Regulation 429/07 and believes that persons with disabilities have a right to equal opportunity to attain the same level of performance or to enjoy the same level of benefits and privileges experienced by persons without disabilities;

**And whereas** the Council of the Municipality of West Perth believes that the requirement that provisions of O.Reg 429/07 be implemented at the municipal rather than provincial level imposes an inequitable per capita financial burden on small municipalities and other public sector organization;

**Now therefore be it resolved that** the Council of the Municipality of West Perth calls upon the Association of Municipalities of Ontario to petition for the work with the Province of Ontario in the development and provincial funding mechanism to assist municipalities and other provincially funded public sector organizations in complying with the provisions of O.Reg 429/07 so that the financial burden imposed by the Regulation is fairly share by all residents of Ontario.

CARRIED

RESOLUTION: 155/08

Moved by Walter McKenzie

Seconded by Ross McIntosh

THAT:

The Council of the Municipality of West Perth accept the correspondence included on the FOR COUNCIL'S INFORMATION AGENDA for information only.

CARRIED

**9. Presentation of Accounts:**

RESOLUTION: 156/08

Moved by Ross McIntosh

Seconded by Darryl Seigner

THAT:

The Council of the Municipality of West Perth approve the accounts in the amount of \$724,129.88.

CARRIED

**10. Committee Reports:**

RESOLUTION: 157/08

Moved by Bert Vorstenbosch

Seconded by Gordon Young

THAT:

The Council of the Municipality of West Perth accept the minutes of the West Perth Library Board meeting of April 10, 2008 and the West Perth Library Accessibility and Expansion Project – Progress Review meeting of April 1, 2008 as presented.

CARRIED

**11. By-laws:**

RESOLUTION: 158/08

Moved by Gerry Kehl  
Seconded by Barb MacLean

THAT:

The Council of the Municipality of West Perth appoint Councillor Barb MacLean to the Court of Revision for 2008.

CARRIED

RESOLUTION: 159/08

Moved by: Don Jones  
Seconded by: Larry Wight

THAT:

By-law No. 49-08; being a By-law to execute an Authorizing By-law for the 2008 Municipal Road and Bridge Infrastructure Investment from the Ministry of Transportation for the Municipality of West Perth;

By-law No. 50-08; being a By-law to execute an Addendum to the Funding Agreement under Round 1 of the Ontario Small Town and Rural (“OSTAR”) Development Infrastructure Initiative between Her Majesty the Queen in Right of Ontario as represented by the Minister of Agriculture, Food and Rural Affairs and the Corporation of the Municipality of West Perth;

By-law No. 52-08; being a By-law to provide for the appointment of members of Council of the Municipality of West Perth to the Court of Revision for 2008; + barb  
Be introduced, read or considered read a first and second time.

CARRIED

RESOLUTION: 160/08

Moved by Darryl Seigner  
Seconded by Walter McKenzie

THAT:

By-law No. 49-08; being a By-law to execute an Authorizing By-law for the 2008 Municipal Road and Bridge Infrastructure Investment from the Ministry of Transportation for the Municipality of West Perth; be read or considered read a third time, be finally passed, signed by the Mayor and the Clerk and sealed with the seal of the Corporation.

CARRIED

RESOLUTION: 161/08

Moved by Bert Vorstenbosch  
Seconded by Mike Tam

THAT:

By-law No. 50-08; being a By-law to execute an Addendum to the Funding Agreement under Round 1 of the Ontario Small Town and Rural (“OSTAR”) Development Infrastructure Initiative between Her Majesty the Queen in Right of Ontario as represented by the Minister of Agriculture, Food and Rural Affairs and the Corporation of the Municipality of West Perth; be read or considered read a third time, be finally passed, signed by the Mayor and the Clerk and sealed with the seal of the Corporation.

CARRIED

RESOLUTION: 162/08

Moved by Gerry Kehl  
Seconded by Bert Vorstenbosch

THAT:

By-law No. 52-08; being a By-law to provide for the appointment of members of Council of the Municipality of West Perth to the Court of Revision for 2008; be read

or considered read a third time, be finally passed, signed by the Mayor and the Clerk and sealed with the seal of the Corporation.

CARRIED

**12. Unfinished Business: none**

RESOLUTION: 163/08

Moved by Darryl Seigner

Seconded by Bert Vorstenbosch

THAT:

The Council of the Municipality of West Perth approve a request from James Cowan of TJ's Taxi, Listowel to provide taxi service in West Perth;

AND FURTHER THAT:

The application be forwarded to West Perth OPP for processing.

CARRIED

**13. New Business:**

Councillor McKenzie advised members of Council about the Perth County Councillor Dinner is on April 25 at the Royal Canadian Legion, Mitchell.

RESOLUTION: 164/08

Moved by Darryl Seigner

Seconded by Don Jones

THAT;

The Council of the Municipality of West Perth approve a change in the Building Department part time Administrative Assistant hours to up to 21 hours per week.

CARRIED

Deputy Mayor Kehl advised of the West Perth Spring Clean-Up on Saturday, April 19<sup>th</sup>, 2008; register at Mitchell Lion's Park at 9:00 a.m. Help clean up our parks and riverbanks for Earth Day. Free gloves and garbage bags will be provided. Rural residents are encouraged to clean along their concessions and along rivers and streams, then join up for lunch at the Mitchell Lion's Park Pavilion. Volunteers will be provided with a noon lunch of hot dogs, hamburgers, beverages and TimBits. You can win a BBQ courtesy of Tim Hortons. Free Earth Bags will be handed out. Volunteers cleaning up along the Thames can register for a chance to win a Nova Craft canoe. No charge for Earth Day clean up refuse at West Perth landfills, if landfill is closed, leave refuse at the gates. Rural clean up can be left at bridges. Sponsored by the West Perth Energy and Environment Committee and the NOAH Conservation Club.

**14. Status of Reports:**

Landfills – nothing new

West Perth Power –

RESOLUTION: 165/08

Moved by Ross McIntosh

Seconded by Larry Wight

THAT:

The Council of the Municipality of West Perth proceed with Requests for Proposal for the operation of the West Perth water system.

CARRIED

PUC Pole yard – nothing to report  
Clayton Street – nothing to report

There was discussion with regard to correspondence received by Matt Ashe, Operations Manager, Town of North Perth regarding a Household Hazardous Waste Day for the residents of West Perth. The price quoted is \$100 per vehicle; the proposed date is Saturday, August 16, 2008 from 8:00 a.m. to 3:00 p.m. at the Elma Landfill Site, 7080 Perth Road 166, North Perth.

**15. Questions from the Press:** none

**16. Closed to the Public Session:** none

**17. Adjournment:**

RESOLUTION: 166/08

Moved by Don Jones

Seconded by Mike Tam

THAT:

By-law No. 51-08; being a By-law to confirm generally previous actions of the Council of the Corporation of the Municipality of West Perth; be introduced, read or considered read a first, second, be read or considered read a third time, finally passed, signed by the Mayor and the Clerk and sealed with the seal of the Corporation.

CARRIED

RESOLUTION: 167/08

Moved by Ross McIntosh

Seconded by Larry Wight

THAT:

The Council of the Municipality of West Perth adjourn the Council meeting at 8:30 p.m.

CARRIED

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John Van Bakel, Mayor

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Hazel Soady-Easton, Clerk