

**MINUTES**  
**of the Municipality of West Perth Council Meeting**  
**on Monday, June 6, 2005**  
**at 7:00 p.m. in the**  
**Council Chambers**  
**Municipality of West Perth**

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**Present:** All members of Council were present, except Councillor Kehl  
Staff: Pat Taylor, Clerk-Administrator; Mike Kraemer,  
Operations Manager; Karen McLagan, Treasurer; Barb  
Westlake-Power, Deputy Clerk  
(Additional attendance, as noted)

**1. Call to Order.**

The meeting was called to order, followed by the Lord's Prayer

**Motion: 295-05**

Moved by: Ruth Fiebig

Seconded by: Don Jones

THAT the Zoning By-law amendment application of 2002420 Ontario  
Inc. be added to the agenda as item # 6.v.

Carried

**2. Declaration of Conflict of Interest**

none declared

**3. Delegations**

i) At this time, the Mayor presented the Provincial "Senior of the  
Year" award to Mr. Jerry Murray, who was in attendance.  
Council made the nomination to the Province, in recognition of  
Mr. Murray's years of service to the community of Dublin, and to  
West Perth.

ii) Bill Dietrich of Dietrich Engineering was in attendance to review  
the report prepared for the Wicke Municipal Drain. The  
following land owners were in attendance: Jack Fischer, Allan  
Kane, Ken & Ruth Feltz and Ken Feltz Jr.

Mr. Dietrich reviewed the history of the drain and the work  
proposed in the report. There have been two meetings with the  
land owners. There was a brief question and answer period, and  
discussion.

**Motion: 296-05**

Moved by: Ruth Fiebig

Seconded by: Gordon Young

THAT West Perth Council accepts the Report of Dietrich Engineering  
for the Wicke Municipal Drain,

And sets Court of Revision for Monday, July 4, 2005 at 7:30 pm,

And call for tenders to be returned at noon, on July 4<sup>th</sup>, 2005.

Carried

**4. Adoption of Minutes**

**Motion: 297-05**

Moved by: Gordon Young

Seconded by: Ross McIntosh

THAT the Minutes of the May 16<sup>th</sup>, 2005 Public Meetings for  
(Fischer/Frank St. Area Rating By-law), and 16<sup>th</sup>, 2005 Regular  
Council meeting be accepted as presented

Carried

**5. Business Arising from the Minutes**

- The response from West Perth OPP, regarding noise  
complaint(s) at the Community Centre was reviewed and  
discussed extensively.

**6. Planning**

- i) Encroachment agreement request – Lot 5, Plan 312 (Staffa – Hibbert ward). There was a consensus of Council to proceed to the by-law to enact the agreement.
- ii) Application for Plan of Subdivision (WP 05-01), Part of Park Lot 33, Registered Plan 339 (Mitchell Ward) – VanPelt

**Motion: 298-05**

Moved by: Ruth Fiebig

Seconded by: Darryl Seigner

THAT the Plan of Subdivision application WP-05-01, Part of Park Lot 33, Registered Plan 339 (Mitchell Ward), be forwarded to Planning Advisory.

Carried

- iii) Zoning By-law amendment application, Part Park Lot 87, Plan 341 Part 1, as RP 44R766 (Mitchell Ward) (Willow Grove Holdings Inc.)

**Motion: 299-05**

Moved by: Brock Sinnamon

Seconded by: Ross McIntosh

THAT the Zoning By-law amendment application for Part Park Lot 87, Plan 341 Part 1, as RP 44R766 (Mitchell Ward) be forwarded to Planning Advisory.

Carried

- iv) Zoning By-law amendment application of 2002420 Ontario Inc. Plan 339, Lots 340, 341 and 319 (Mitchell Ward)

**Motion: 300-05**

Moved by: Gordon Young

Seconded by: Darryl Seigner

THAT the Zoning By-law amendment application for Plan 339, Lots 340, 341, 319 (Mitchell Ward) be forwarded to Planning Advisory (Mitchell Gas & Variety)

Carried

- v) Summary of Building permit fees  
The Treasurer was in attendance to review these fees.

**Motion: 301-05**

Moved by: Ruth Fiebig

Seconded by: Brock Sinnamon

THAT the Report regarding Building permit fees be received as presented and that Council proceed to a public meeting.

Carried

**7. Drains**

- i) Notice of on-site meeting, Re: A Drain of the Murphy Municipal Drain
- ii) Notice of meeting, Re: Gardiner Drain, Perth South

**8. Correspondence**

**i) AMO**

- a. AMO – Local Authority Services Ltd., Re: Bulk electricity procurement program. The Treasurer is working with Dave Southam (WP Power) regarding the electricity purchasing.
- b. For Your Information, May 13, 2005, Re: AMO report on alternative voting methods now online
- c. Alert, May 17, 2005, Re: AMO on the Ontario Municipal Partnership Fund
- d. Alert, May 14, 2005, Re: Ontario increases employment supports for Ontario Works Recipients
- e. Alert, May 24, 2005, Re: Bill 124 – Building Code Amendment Act changes to implementation dates
- f. Alert, May 25, 2005, Re: AMO report to members on May MOU meeting

- g. ROMA Executive Committee, Re: Update from the May 5, 2005 meeting
- h. Request for nominations – Board of Directors
- i. Alert, May 30, 2005, Re: COMRIF intake two launch planned for mid-June
- j. Alert, May 30, 2005, Re: MOE releases new regulation under the Safe Drinking Water Act, and proposed consequential amendments to Regulation 170/03
- k. Alert, June 1, 2005, Re: Province introduces OMERS devolution Bill

**Motion: 302-05**

Moved by: Ruth Fiebig

Seconded by: Brock Sinnamon

BE IT HEREBY RESOLVED THAT the Municipality of West Perth does not support the proposed changes to OMERS governance, or the expected costs to municipalities due to these proposed changes.

Carried

- l. News Release, June 1, 2005, Re: OMERS devolution bill will mean higher costs for municipalities and municipal employees
- m. Alert, June 1, 2005, Re: Federal government to provide an additional \$310 million for municipal transit in Ontario
- n. News Release, June 1, 2005, Re: Federal government to provide additional \$800 million for municipal transit
- o. News Release, May 31, 2005, Re: AMO please by the results of drinking water progress report
- ii) **Province of Ontario**
  - a. Ministry of Public Infrastructure Renewal, Re: PIR NET NEWS – May 2005
  - b. Backgrounder, May 25, 2005, Re: ReNew Ontario – a new five-year public infrastructure investment plan
  - c. News Release, May 25, 2005, Re: Five-year investment plan will help ensure high-quality services for Ontarians
  - d. Ministry of Consumer and Business Services News Release, Re: Sixty days to a new era in protecting consumers and businesses
  - e. Ministry of Citizenship and Immigration, Re: Accessibility For Ontarians with Disabilities Act, 2005
  - f. Ministry of Public Infrastructure Renewal, Re: five-year plan
  - g. Ministry of the Environment, Re: Backgrounder – Drinking Water progress report
  - h. Ministry of the Environment, Re: News Release – Rigorous inspections mean better drinking water protection
  - i. Municipal Affairs, News Release, Re: McGuinty government takes next step on plan for greenbelt protection
  - j. Municipal Affairs, Fact Sheet, Re: Greenbelt Council members
- iii) **Endorsement Requests**
  - a. County of Prince Edward, Re: Municipal responsibility agreements, and request for MOE to reconsider

**Motion: 303-05**

Moved by: Brock Sinnamon

Seconded by: Ruth Fiebig

BE IT HEREBY RESOLVED THAT the Council of the Municipality of West Perth agrees with the position of the County of Prince Edward regarding the need for the Minister of the Environment to reconsider the Ministry's position requiring "municipal responsibility agreements" for private, single-owner sewage works.

Carried

- b. Corporation of the County of Bruce, Re: Resolution regarding long term care funding

**Motion: 304-05**

Moved by: Walter McKenzie

Seconded by: Ruth Fiebig

THAT we support the County of Brant resolution regarding Long Term Care Funding, and forward same to Ritz Villa.

Carried

- c. City of Cambridge, Re: Volunteer and municipal trails

**Motion: 305-05**

Moved by: Don Jones

Seconded by: Larry Wight

THAT the Council of the Municipality of West Perth endorses the resolution of the Corporation of the City of Cambridge regarding the need to amend the *Occupiers Liability Act* so as to clearly establish that those using a trail system are deemed to do so at their own risks, thus protecting the owners and volunteer organizations.

Carried

- iv) Ausable Bayfield Conservation Authority, Re: Fact Sheet – Tracer Study, Notice of meeting and email from Davin Heinbuck

- v) Mitchell & District Kinsmen Club, Re: Cornfest Events

**Motion: 306-05**

Moved by: Ruth Fiebig

Seconded by: Barb MacLean

THAT the Council of the Municipality of West Perth has no objection to the plans of the Mitchell and District Kinsmen Club regarding Cornfest celebrations;

And further declare Cornfest celebrations to be Community Festival.

Carried

- vi) Hydro One, Re: Community Connections (Spring 2005) Newsletter

- vii) MFOA Bulletin, Re: OSIFA update information

- viii) Upper Thames River Conservation Authority, Re: Source Water protection planning

- ix) Ministry of the Environment, Re: Notice of release of Chief Drinking Water Inspector progress report on municipal residential drinking water systems

- x) Mitchell Lions Club Inc., Re: Installation of new playground equipment in Mitchell Lions Park

**Motion: 307-05**

Moved by: Ruth Fiebig

Seconded by: Darryl Seigner

THAT the Mitchell Lions Club be granted permission to proceed with the installation of playground structures in the Mitchell Lions Park, as proposed.

Carried

**Motion: 308-05**

Moved by: Gordon Young

Seconded by: Don Jones

THAT correspondence not specifically dealt with be noted and filed.

Carried

**9. Presentation of Accounts**

**Motion: 309-05**

Moved by: Don Jones  
Seconded by: Gordon Young  
THAT the accounts totaling \$\$549,735.26 be approved for payment as presented.

Carried

**10. Standing Committee Reports**

i) Minutes of the Operations meeting, dated May 24, 2005

**Motion: 310-05**

Moved by: Walter McKenzie  
Seconded by: Don Jones  
THAT the Minutes of the Operations meeting dated May 24, 2005 be accepted as presented.

Carried

- Recommendation to hire auxiliary firefighter

**Motion: 311-05**

Moved by: Ruth Fiebig  
Seconded by: Darryl Seigner  
THAT Richard Cook be hired as an Auxiliary Firefighter, with the West Perth Fire Department.

Carried

ii) Minutes of the West Perth Water Meeting, dated May 24, 2005

**Motion: 312-05**

Moved by: Ruth Fiebig  
Seconded by: Barb MacLean  
THAT the Minutes of the West Perth Water Meeting, dated May 24, 2005 be accepted as presented.

Carried

**11. Committee Reports**

**12. By-laws**

**Motion: 313-05**

Moved by: Ruth Fiebig  
Seconded by: Brock Sinnamon  
THAT the Mover and the Seconder be authorized to introduce the following by-laws to be considered read a first and second time:

- i) By-law 46-2005, being a by-law to amend By-law 32, 2004 to establish a schedule for the retention and destruction of records.
- ii) By-law 48-2005, being a by-law to provide for drainage works in the Municipality of West Perth (Wicke Municipal Drain)
- iii) By-law 49-2005, being a by-law to authorize the execution of a Site Plan Agreement (Visan Incorporated)
- iv) By-law 50-2005, being a by-law to provide for the registration and licensing and control of dogs within the Municipality of West Perth
- v) By-law 51-2005, being a by-law to set the 2005 tax rates and to levy taxes for the year 2005
- vi) By-law 52-2005, being a by-law to enter into an Encroachment agreement (Lawless)

Carried

**Motion: 314-05**

Moved by: Gordon Young  
Seconded by: Walter McKenzie  
THAT By-law 46-2005, being a by-law to amend By-law 32, 2004 to establish a schedule for the retention and destruction of records be read a third time and finally passed;  
And that the Mayor and the Clerk be and are hereby authorized to sign and attach the Corporate seal.  
Carried

**Motion: 315-05**

Moved by: Barb MacLean  
Seconded by: Ross McIntosh  
THAT By-law 49-2005, being a by-law to authorize the execution of a Site Plan Agreement (Visan Incorporated) be read a third time and finally passed;  
And that the Mayor and the Clerk be and are hereby authorized to sign and attach the Corporate seal  
Carried

**Motion: 316-05**

Moved by: Ruth Fiebig  
Seconded by: Larry Wight  
THAT By-law 50-2005, being a by-law to provide for the registration and licensing and control of dogs within the Municipality of West Perth be read a third time and finally passed;  
And that the Mayor and the Clerk be and are hereby authorized to sign and attach the Corporate seal.  
Carried

**Motion: 317-05**

Moved by: Ruth Fiebig  
Seconded by: Darryl Seigner  
THAT By-law 51-2005, being a by-law to set the 2005 tax rates and to levy taxes for the year 2005 be read a third time and finally passed;  
And that the Mayor and the Clerk be and are hereby authorized to sign and attach the Corporate seal.  
Carried

**Motion: 318-05**

Moved by: Walter McKenzie  
Seconded by: Ruth Fiebig  
THAT By-law 52-2005, being a by-law to enter into an Encroachment agreement (Lawless) be read a third time and finally passed;  
And that the Mayor and the Clerk be and are hereby authorized to sign and attach the Corporate seal.  
Carried

**13. Unfinished Business**

- i) The Treasurer reviewed changes to the tax rates (prior to the by-law consideration). Specifically, there was discussion regarding the OMPF funding and the changes to funds for policing.

**Motion: 319-05**

Moved by: Walter McKenzie  
Seconded by: Don Joes  
THAT a letter be forwarded to John Wilkinson MPP, regarding policing costs and funding.  
Carried

- ii) OMB Hearing settlement (Nutrient Management)

**Motion: 320-05**

Moved by: Ruth Fiebig

Seconded by: Darryl Seigner

THAT the Corporation of the Municipality of West Perth acknowledges satisfaction of the Judgement dated November 19, 2003 and authorizes the Clerk and the Mayor to sign same.

Carried

**14. New Business**

- i) Councillor Wight indicated that there is garbage being dumped in the country again. Direction was given to staff to investigate a by-law, including fines.

- ii) The Deputy Mayor gave a brief verbal report regarding the Executive meeting, with recommendations.

**Motion: 321-05**

Moved by: Darryl Seigner

Seconded by: Don Jones

THAT we accept the Executive meeting minutes dated June 6, 2005.

Carried

**15. Questions from the Press**

**16. Closed Session**

**17. Adjournment**

**Motion: 322-05**

Moved by: Ross McIntosh

Seconded by: Larry Wight

THAT we do now adjourn – time 9:15 pm.

Carried

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Mayor, John Van Bakel

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Clerk-Administrator, Pat Taylor