

MINUTES
of the Municipality of West Perth Council Meeting
on Monday, July 4, 2005
at 7:00 p.m. in the
Council Chambers
Municipality of West Perth

Present: All members of Council were present.
Staff: Pat Taylor, Clerk-Administrator; Bob McLean, CBO;
Mike Kraemer, Operations Manager; Karen McLagan,
Treasurer; Barb Westlake-Power, Deputy Clerk

1. Call to Order.

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

2. Declaration of Conflict of Interest

none declared

Motion: 352-05

Moved by: Don Jones

Seconded by: Brock Sinnamon

THAT the ZBA application of KC Warehousing be added to the agenda.

Carried

3. Delegations

4. Adoption of Minutes

- Minutes of the June 20, 2005 Regular Council Meeting

Motion: 353-05

Moved by: Gordon Young

Seconded by: Larry Wight

THAT the Minutes of the June 20, 2005 Regular Council meeting be accepted as presented.

Carried

5. Business Arising from the Minutes

- County of Perth Five-year review, commercial/industrial type uses in "Settlement" areas

Motion: 354-05

Moved by: Ruth Fiebig

Seconded by: Don Jones

THAT the property located at the north-west boundary of the settlement area and on the west side of Road 164 (Highway No. 23) (property identification number 46) would be appropriate location for commercial or industrial type activity with a potential for residential along Perth Line 44.

Carried

Motion: 355-05

Moved by: Darryl Seigner

Seconded by: Walter McKenzie

THAT the property located at the west boundary of the settlement area and on the south side of Line 34 (Highway No. 8) (property identification number 52) would be an appropriate location for commercial or industrial type activity.

Carried

Motion: 356-05

Moved by: Gordon Young

Seconded by: Ross McIntosh

THAT the property located at the west boundary of the settlement area and on the south side of Maddison Street (Highway No. 23) (property identification number 64) would be an appropriate location for commercial or industrial type activity.

Carried

6. Planning

- i) Application for Zoning By-law amendment, Park Lot 25, Lot 41, Plan 339, 346, Mitchell Ward (R.J. Dungey & Sons Ltd.)

Motion: 357-05

Moved by: Ruth Fiebig

Seconded by: Don Jones

THAT the Zoning By-law amendment application affecting property described as Park Lot 25, Lot 41, Plan 339, 346 Mitchell Ward (Dungey) be forward to the Planning Advisory Committee.

Carried

- ii) Application for Consent, Lot 9, Plan 44M-19, Mitchell Ward (902836 Ontario Inc.)

Motion: 358-05

Moved by: Ruth Fiebig

Seconded by: Gerry Kehl

THAT the application for consent for Lot 9, Plan 44M-19, Mitchell Ward (902836 Ontario Inc.) be forwarded to Planning Advisory.

Carried

- iii) Application for Zoning By-law amendment, Lot 40, Pt Lot 57, Plan 339 (KC Warehousing)

Motion: 359-05

Moved by: Ruth Fiebig

Seconded by: Don Jones

THAT the Zoning By-law amendment application affecting property described as Lot 40, Pt Lot 57, Plan 339, 346 Mitchell Ward (KC Warehousing) be forward to the Planning Advisory Committee.

Carried

7. Drains

- i) Wicke Municipal Drain – Opening of Tenders

Motion: 360-05

Moved by: Don Jones

Seconded by: Walter McKenzie

THAT the Tenders received for the Wicke Municipal Drain be opened.

Carried

Motion: 361-05

Moved by: Ruth Fiebig

Seconded by: Brock Sinnamon

THAT the tenders of Van Bree Drainage and Marquardt Farm Drainage be sent to Engineer for review.

Carried

- ii) Report regarding Provincial funding for Municipal Drains

Motion: 362-05

Moved by: Don Jones

Seconded by: Darryl Seigner

THAT the Council of the Municipality of West Perth hereby endorses the implementation of the Province's Agricultural Drainage Infrastructure Program, recognizing the importance of investment in rural Ontario.

Carried

8. Correspondence

- i) **AMO**

- a. Alert, June 22, 2005, Re: MOE releases proposed amendments to Regulation 170
- b. Alert, June 27, 2005, Re: *Municipal Act* and OMERS Devolution update
- c. Alert, June 28, 2005, Re: AMO encourages municipalities to immediately contribute to conservation

- ii) Province of **Ontario**
 - a. Ministry of Citizenship and Immigration, Re: Accessibility for Ontarians with Disabilities Act
 - b. Ministry of citizenship and Immigration, Re: Ontario medal for good citizenship
 - c. Ministry of Municipal Affairs and Housing – News Release, Re: Ontario supports economic development in Huntsville, Gravenhurst
 - d. Ministry of Consumer and Business Services – News Release & Backgrounder, Re: Government and businesses work together to bring stronger protections to consumers ~ Consumer Protection Act
 - e. Ministry of Municipal Affairs and Housing – News Release, Re: Ontario supports community revitalization (Chatham Kent); Ontario supports economic development in North Bay
 - f. Ministry of Consumer and Business Services – News Release & Backgrounder, Re: Ontario government to update Travel Industry Act
 - g. Ministry of Municipal Affairs and Housing – News Release, Re: Ontario supports access to health care services in Seaforth

- iii) **Endorsement Requests**
 - a. City of Kingston, Re: Trail use and insurance matters

Motion: 363-05

Moved by: Don Jones

Seconded by: Gerry Kehl

THAT we endorse the resolution from the City of Kingston, regarding trails.

Carried

- iv) ABCA, Re: Media Release – Huron County journalist hired for Source Water Protection Project
- v) County of Dufferin, Re: Federal Gas Tax

Motion: 364-05

Moved by: Brock Sinnamon

Seconded by: Gordon Young

THAT correspondence not specifically dealt with be noted and filed.

Carried

9. Presentation of Accounts

Motion: 365-05

Moved by: Ruth Fiebig

Seconded by: Barb MacLean

THAT the accounts totaling \$1,553,079.22 be approved for payment.

Carried

10. Standing Committee Reports

- i) Minutes of the Operations meeting, dated June 27, 2005. Councillor Kehl requested that recommendation OP104-05 be dealt with separately; the Mayor requested that recommendation OP110-05 be dealt with separately.

Motion: 366-05

Moved by: Walter McKenzie

Seconded by: Darryl Seigner

THAT the Minutes of the Operations meeting dated June 27, 2005 be accepted with the exception of OP104-05 and OP105-05.

Carried

There was discussion regarding alternative crossings for Wimpole Street.

Motion: 367-05

Moved by: Gerry Kehl

Seconded by: Don Jones

THAT OP104-05 be amended to read "... there will be no **vehicular** railway crossing on Wimpole Street."

Carried

At this time, the following motion was made.

Motion: 368-05

Moved by: Darryl Seigner

Seconded by: Barb MacLean

THAT we adjourn Council to hold Court of Revision and Public meetings.

Carried

Council reconvened at 9:00 pm.

- Report regarding Trafalgar Bridge

Motion: 375-05

Moved by: Ruth Fiebig

Seconded by: Don Jones

THAT Perth East be invited to a joint meeting to discuss Trafalgar Bridge.

Carried

11. Committee Reports

12. By-laws

Motion: 376-05

Moved by: Darryl Seigner

Seconded by: Ross McIntosh

THAT the Mover and Seconder be authorized to introduce the following by-laws to be considered read a first and second time:

- i) By-law 54-2005, being a by-law to amend By-law 55-2004 for the Corporation of the Municipality of West Perth (Rhode Municipal Drain 2004)
- ii) By-law 55-2005, being a by-law to provide for the collection of actual costs for the maintenance of the Broadfoot Municipal Drain, 2004 (Huron East)
- iii) By-law 56-2005, being a by-law to provide for the collection of actual costs for the maintenance of the Canada Company Municipal Drain 2004 (Huron East)
- iv) By-law 57-2005, being a by-law to provide for the collection of actual costs for the maintenance of the Dill Municipal Drain 2004 (Huron East)
- v) By-law 60-2005, being a by-law to prohibit and/or regulate the removal of topsoil from land located in the Municipality of West Perth
- vi) By-law 61-2005, being a by-law respecting building permits, plumbing permits, inspections, fees and related matters
- vii) By-law Z70-2005, being a by-law to amend By-law 100-1998 (Pt Lot 10, Con 1 Hibbert -Bosveld)
- viii) By-law Z71-2005, being a by-law to amend By-law 100-1998 (Part of Lot 16, Con 10 Logan -1111971 Ontario Ltd.)

Carried

Motion: 377-05

Moved by: Don Jones
Seconded by: Darryl Seigner
THAT By-law 54-2005, being a by-law to amend By-law 55-2004 for the Corporation of West Perth Rhode Drain, be read a third time and finally passed,
And that the Mayor and the Clerk be and are hereby authorized to sign same and attach the Corporate Seal.

Carried

Motion: 378-05

Moved by: Ross McIntosh
Seconded by: Brock Sinnamon
THAT By-law 55-2005, being a by-law to provide for the collection of actual costs for the maintenance of the Broadfoot Municipal Drain, 2004 (Huron East), be read a third time and finally passed,
And that the Mayor and the Clerk be and are hereby authorized to sign same and attach the Corporate Seal.

Carried

Motion: 379-05

Moved by: Gordon Young
Seconded by: Walter McKenzie
THAT By-law 56-2005, being a by-law to provide for the collection of actual costs for the maintenance of the Canada Company Municipal Drain, 2004 (Huron East), be read a third time and finally passed,
And that the Mayor and the Clerk be and are hereby authorized to sign same and attach the Corporate Seal.

Carried

Motion: 380-05

Moved by: Brock Sinnamon
Seconded by: Ross McIntosh
THAT By-law 57-2005, being a by-law to provide for the collection of actual costs for the maintenance of the Dill Municipal Drain, 2004 (Huron East), be read a third time and finally passed,
And that the Mayor and the Clerk be and are hereby authorized to sign same and attach the Corporate Seal.

Carried

Motion: 381-05

Moved by: Larry Wight
Seconded by: Ruth Fiebig
THAT By-law 60-2005, being a by-law to prohibit and/or regulate the removal of topsoil from land located in 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 same and attach the Corporate Seal.

Carried

Motion: 382-05

Moved by: Ruth Fiebig
Seconded by: Gordon Young
THAT By-law 61-2005, being a by-law respecting building permits, plumbing permits, inspections, fees and related matters, be read a third time and finally passed,
And that the Mayor and the Clerk be and are hereby authorized to sign same and attach the Corporate Seal.

Carried

Motion: 383-05

Moved by: Gerry Kehl
Seconded by: Darryl Seigner
THAT By-law Z70-2005, being a by-law to amend By-law 100-1998 (Pt Lot 10, Con 1 Hibbert, Bosveld), be read a third time and finally passed,

And that the Mayor and the Clerk be and are hereby authorized to sign same and attach the Corporate Seal.

Carried

Motion: 384-05

Moved by: Gerry Kehl

Seconded by: Walter McKenzie

THAT By-law Z71-2005, being a by-law to amend By-law 100-1998 (Part of Lot 16, Con 10 Logan – 1111971 Ontario Ltd.), be read a third time and finally passed,

And that the Mayor and the Clerk be and are hereby authorized to sign same and attach the Corporate Seal.

Carried

Motion: 385-05

Moved by: Ruth Fiebig

Seconded by: Brock Sinnamon

THAT a letter of support be sent to the applicant (1111971 Ontario Ltd.) to keep the property's laneway at the present location.

Carried

13. Unfinished Business

14. New Business

15. Questions from the Press

16. Closed Session

Motion: 386-05

Moved by: Ruth Fiebig

Seconded by: Ross McIntosh

THAT we move to closed session to discuss a property matter.

Carried

Motion: 387-05

Moved by: Ruth Fiebig

Seconded by: Darryl Seigner

THAT we rise from closed session and resume Council meeting.

Carried

Motion: 388-05

Moved by: Ruth Fiebig

Seconded by: Darryl Seigner

THAT Henderson Paddon be engaged to prepare the necessary tender documents for operation of the West Perth Waste Water Treatment plant.

Carried

Motion: 389-05

Moved by: Gerry Kehl

Seconded by: Gordon Young

THAT Lou Pol be advised that they may perform necessary renovations, and that staff discuss rent.

Carried.

17. Adjournment

Motion: 390-05

Moved by: Ruth Fiebig

Seconded by: Ross McIntosh

THAT we do now adjourn – time 9:50 pm.

Carried