

MINUTES
of the Municipality of West Perth Council Meeting
on Monday, October 4, 2004
at 7:30 p.m. in the
Council Chambers
Municipality of West Perth

Present: All members of Council were present with the Mayor and Deputy Mayor arriving at 7:30 p.m. and leaving early.
Also in attendance were Karen McLagan, Treasurer, and Mike Kraemer, Operations Manager.

1. **Call to Order** - The meeting was called to order by the Clerk followed by the Lord's Prayer.

Motion 526-2004

Moved by Don Jones

Seconded by Brock Sinnamon

That Walter McKenzie act as Chair for this regular Council meeting, in the absence of the Mayor.

Carried

2. **Declaration of Conflict of Interest** - none declared.

3. **Delegations**

4. **Adoption of Minutes**

- i) **Minutes of the Regular Meeting, dated September 20, 2004**

Motion 527-2004

Moved by Larry Wight

Seconded by Ross McIntosh

That the minutes of the regular Council meeting dated September 20, 2004 be accepted as presented.

Carried

- ii) **Minutes of the Court of Revision, dated September 20, 2004**

Motion 528-2004

Moved by Don Jones

Seconded by Ross McIntosh

That the minutes of the Court of Revision re: the Stewart Municipal Drain 'C' 2004 (Hibbert Ward) dated September 20, 2004 be accepted as presented.

Carried

- iii) **Minutes of the Public Meeting, dated September 20, 2004**

Motion 529-2004

Moved by Gerry Kehl

Seconded by Gordon Young

That the minutes of the Public Meeting dated September 20th, 2004 re: Z63-2004 affecting Part of Lot 14, Conc. 16 (Logan Ward – Monkton) be accepted as presented.

Carried

5. **Business Arising from the Minutes**

6. **Planning**

- i) **Tim Hortons, Site Plan**

Motion 530-2004

Moved by Gerry Kehl

Seconded by Don Jones

That the site plan submitted by G. Wallace Investments Ltd. be approved.

Carried

- ii) County of Perth, Re: Declaration OPA No. 40 (Wind Energy Generation)

iii) Perth Condominium Corporation #17, Re: drainage capabilities

Motion 531-2004

Moved by Gerry Kehl

Seconded by Darryl Seigner

That Bob McLean investigate lot grading issues and call on B. M. Ross if necessary.

Carried

iv) OPA Application - Re: Paulen property Frances Street

Motion 532-2004

Moved by Ross McIntosh

Seconded by Darryl Seigner

That the OPA application of Paulen be forwarded to Planning Advisory for review and recommendations.

Carried

Motion 533-2004

Moved by Ruth Fiebig

Seconded by Gordon Young

That Planning correspondence not specifically dealt with be noted and filed.

Carried

7. Drains

i) Tenders – Maas Drain

Motion 534-2004

Moved by Ross McIntosh

Seconded by Brock Sinnamon

That tenders for the Maas Municipal Drain 2004 be opened.

Carried

Tenders received:

Company	Amount Tendered	Proposed Date
Marquardt Farm Drainage	\$25,674.00	June 15-July 30/05
Van Bree Drainage	\$23,870.70	Oct.18 -Dec.15/04
A.G. Hayter Contracting	\$25,203.85	Nov.22 - Dec.31/04
Kuepfer Farm Drainage	\$22,852.52	June 6-June 30/05

Motion 535-2004

Moved by Brock Sinnamon

Seconded by Don Jones

That the tender of Van Bree Drainage for the Maas Municipal Drain, 2004 in the amount of \$23,870.70 be accepted subject to the approval of the project engineer and expiry of appeals.

Carried

ii) Tenders – Rhode Drain

Motion 536-2004

Moved by Don Jones

Seconded by Walter McKenzie

That tenders for the Rhode Municipal Drain 2004 be opened.

Carried

Tenders received:

Company	Amount Tendered	Proposed Date
Marquardt Farm Drainage	\$102,148.62	June 15-July 30/05
Van Bree Drainage	\$101,132.12	Oct.18-Dec.18/04
A.G. Hayter Contracting	\$106,872.14	Nov.22-Dec.31/04

Motion 537-2004

Moved by Larry Wight

Seconded by Gordon Young

That the tender of Van Bree for the Rhode Municipal Drain in the amount of \$101,132.12 be accepted subject to the approval of the project engineer and expiry of appeals.

Carried

8. Correspondence

i) **Province of Ontario**

- News Release September 24, 2004, Re: Ontario government improves access to civil marriage
- Ministry of Consumer & Business Services, Re: Civil Marriages
- Ministry of Finance, Re: Brownfields Tax Incentive Program

ii) **Municipality of Trent Hills, Re: Concerns regarding MPAC**

Motion 538-2004

Moved by Larry Wight

Seconded by Ruth Fiebig

That Council support the resolution from the Municipality of Trent Hills regarding the alternative to the MPAC System and that "CAFTA" bring relief, stability, fairness and control back to the ratepayers of Ontario.

Carried

iii) Perth County Councillors Association, Re: Invitation to Fall meeting October 15, 2004

iv) Community Services Advisory Committee, Re: Invitation to Affordable Housing Forum, November 9, 2004

v) Main Street United Church, Re: 150th Anniversary Service, October 17, 2004

vi) **Ontario Heritage Foundation Media Release, Re: Ontario Heritage Foundation seeks nominations of local heritage champions**

Motion 539-2004

Moved by Gerry Kehl

Seconded by Ruth Fiebig

That Gretchen McKerlie be nominated as a 'heritage champion'.

Carried

vii) Wetland Habitat Fund, Re: 'Wetlands for Birds' workshop for landowners

viii) **Perth County Visitors' Association, Re: Invitation to Membership Kickoff and Annual General Meeting – October 13, 2004**

Motion 540-2004

Moved by Darryl Seigner

Seconded by Brock Sinnamon

That Christine Baker be authorized to attend the Perth County Visitors Association Annual General meeting on October 13, 2004.

Carried

ix) **Mitchell Legion Branch 128, Re: Remembrance Week November 4-11, 2004**

Motion 541-2004

Moved by Gordon Young

Seconded by Larry Wight

BE IT HEREBY RESOLVED THAT the Council of the Municipality of West Perth hereby declares November 4-11, 2004 as Remembrance Week.

Carried

x) **CUPE, Re: Child Care Worker & Early Childhood Educator Appreciation Day**

Motion 542-2004

Moved by Gerry Kehl

Seconded by Ruth Fiebig

That Wednesday, October 27th, 2004 be proclaimed Child Care Worker and

Early Childhood Educator Appreciation Day.
Motion Defeated

xi) Recycling Association of Ontario, Re: Waste reduction week in Canada

Motion 543-2004

Moved by Gerry Kehl

Seconded by Brock Sinnamon

That October 18th-24th, 2004 be declared Waste Reduction Week in Canada.

Carried

xii) Southwestern Conference

Motion 544-2004

Moved by Ruth Fiebig

Seconded by Darryl Seigner

That correspondence not specifically dealt with be received and filed.

Carried

9. Presentation of Accounts

Motion 545-2004

Moved by Gerry Kehl

Seconded by Don Jones

That the accounts in the amount of \$315,654.51 be approved for payment.

Carried

10. Standing Committee Reports

i) Minutes of the Operations Committee, dated September 27, 2004

Motion 546-2004

Moved by Ruth Fiebig

Seconded by Larry Wight

That the minutes of the Operations Committee meeting dated September 27, 2004 be accepted as presented.

Carried

ii) Henderson Paddon, James St. Pumping Station

Motion 547-2004

Moved by Gerry Kehl

Seconded by Don Jones

That the letter of Ron Hamer, dated September 20, 2004 be sent to Stonetown Insurance with a covering copy to the municipalities insurance company.

Carried

11. Committee Reports

i) Minutes of the Water Committee meeting, dated September 27, 2004

Motion 548-2004

Moved by Ruth Fiebig

Seconded by Gerry Kehl

That the minutes of the Water Committee meeting dated September 27, 2004 be accepted as presented and that further discussion take place at an additional meeting.

Carried

ii) Correspondence from American Water Services

Motion 549-2004

Moved by Ruth Fiebig

Seconded by Darryl Seigner

That American Water be contacted re: Operation of new James St. Pumping Station.

Carried

12. By-laws

Motion 550-2004

Moved by Darryl Seigner

Seconded by Brock Sinnamon

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 59-2004, being a by-law to amend by-law 10-2004 (Wallace Municipal Drain)
 - ii) By-law 60-2004, being a by-law to amend by-law 11-2004 (Jacob Municipal Drain)
 - iii) By-law 61-2004, being a by-law to amend by-law 36-2004 (Van Moorsel Municipal Drain)
 - iv) By-law 62-2004, being a by-law to enter into agreement for winter maintenance
 - v) By-law 63-2004, being a by-law to enter into a site plan agreement
 - vi) By-law 64-2004 to impose Development Charges
- Carried

Motion 551-2004

Moved by Brock Sinnamon

Seconded by Larry Wight

THAT By-law 53-2004 being a by-law for drainage works (Steward Branch 'C') 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 552-2004

Moved by Ruth Fiebig

Seconded by Don Jones

That By-law 59-2004 being a by-law to amend by-law 10-2004 (Wallace Municipal Drain) be read a third time and finally passed; and that the Mayor and Clerk be and are hereby authorized to sign and attach the Corporate Seal.

Carried

Motion 553-2004

Moved by Ross McIntosh

Seconded by Gordon Young

That By-law 60-2004 being a by-law to amend By-law 11-2004 (Jacob Municipal Drain), 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 554-2004

Moved by Larry Wight

Seconded by Don Jones

That By-law 61-2004 being a by-law to amend By-law 36-2004 (Van Moorsel Municipal Drain), 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 555-2004

Moved by Ruth Fiebig

Seconded by Gordon Young

That By-law 62-2004, being a by-law to enter into agreement for winter maintenance, 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 556-2004

Moved by Gerry Kehl

Seconded by Darryl Seigner

That By-law 63-2004, being a by-law to enter into a site plan agreement, 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 557-2004

Moved by Ruth Fiebig

Seconded by Darryl Seigner

That By-law 64-2004 being a by-law to impose Development Charges 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

Motion 558-2004

Moved by Brock Sinnamon

Seconded by Walter McKenzie

That a decision Development Charges be deferred until an Administration meeting for further discussion.

Carried

14. New Business

i) Set date for next Executive Meeting

ii) **Agreement Re: Ritz Lutheran Villa, WPALCR**

Motion 559-2004

Moved by Barb MacLean

Seconded by Don Jones

That a new agreement be prepared with Ritz Villa re: the purchasing of Part I, Reg. Plan 44R3625, Municipality of West Perth, former Town of Mitchell in exact same terms as with WPALCR with an expiry date of November 19, 2004.

Carried

15. Questions from the Press

16. Closed Session

17. Adjournment

Motion 560-2004

Moved by Ross McIntosh

Seconded by Larry Wight

That we do now adjourn – time 11:00 p.m.

Carried

Mayor John Van Bakel

Clerk-Administrator Pat Taylor