

MINUTES
of the Municipality of West Perth Council Meeting
on Monday, June 20, 2005
at 7:00 p.m. in the
Council Chambers
Municipality of West Perth

Present: All members were present, except Councillor Kehl. Councillor Sinnamon left at 9:50 pm; Councillor Seigner left at 10:20 pm. Staff: Pat Taylor, Clerk-Administrator; Barb Westlake-Power, Deputy Clerk
Delegations, as noted.

1. Call to Order.

The Mayor called the meeting to order, followed by the Lord's Prayer. The June 8th, 2005 Planning Advisory Committee minutes were added to the agenda.

2. Declaration of Conflict of Interest

None declared

3. Delegations

8:00 pm – Ian Rawlings and Brian Neeley were in attendance to discuss the Golf Course development. Mr. Rawlings explained their objection (and reasons) to the Administration Committee's recommendation that phasing not be allowed with this development. Their intention was to have two or three phases, due to the size of the development and the market conditions. It was noted that their proposed first phase could be completed and has no requirement for the pond, with respect to the storm water management. There was extensive discussion on the matter. Mr. Rawlings advised Council that the project would not proceed if the phasing was not allowed. Mr. Rawlings also spoke regarding the development on the north side of Francis Street (Bob Scott attended the meeting later). There was notation of the traffic study that was completed, concluding that a sidewalk was not required on the north side of Francis St. The additional cost of the sidewalk was of significant concern to the developer, and it was requested that the Committee recommendation to require the sidewalk be reconsidered. It was noted that the developer would install the sidewalk as required, if none was required in the subdivision; alternatively, the developer would like some cost sharing from Council.

4. Adoption of Minutes

Motion: 323-05

Moved by: Ruth Fiebig

Seconded by: Ross McIntosh

THAT the Minutes of the June 6, 2005 Regular Council meeting be accepted as presented.

Carried

5. Business Arising from the Minutes

6. Planning

- i) Notice of Adoption – Official Plan Amendment, Part Lot 5, EMR concession (Perth South); McCann RediMix Inc.
- ii) Application for Zoning By-law amendment, Con 15, Lot 4, Logan Ward (Knollcrest Farms Ltd)

Motion: 324-05

Moved by: Brock Sinnamon
Seconded by: Gordon Young
THAT the Zoning By-law amendment application affecting property described as Con 4, Lot15 Logan Ward (Knollcrest Farms Ltd.) be forward to the Planning Advisory Committee, and that a Public meeting date be set for July 18, 2005.

Carried

iii) Application for Consent B26/05, Pt Lot 5, Con 6, Fullarton Ward (Willows)

Motion: 325-05

Moved by: Don Jones
Seconded by: Barb MacLean
THAT the Consent application for Pt Lot 5, Con 6 Fullarton, application B26/05 (Willows) be forwarded to Planning Advisory.

Carried

iv) Application for Consent B27/05, Pt Lot 5, Con 6, Fullarton Ward (Willows)

Motion: 326-05

Moved by: Darryl Seigner
Seconded by: Gordon Young
THAT the Consent application for Pt Lot 5, Con 6 Fullarton, application B27/05 (Willows) be forwarded to Planning Advisory.

Carried

v) Application for OPA Amendment, Part Park Lot 87, Plan 341 as 44R766, Part 1 (Mitchell Ward) – Willow Grove Holdings Inc. (Chessel)

Motion: 327-05

Moved by: Ruth Fiebig
Seconded by: Darryl Seigner
THAT the Official Plan amendment application affecting property described as Part Park Lot 87, Plan 341 as 44R766, Part 1, Mitchell Ward be forward to the Planning Advisory Committee, and that a Public meeting date be set for July 18, 2005.

Carried

vi) County of Perth, Five Year Review – Settlement area boundaries

Motion: 328-05

Moved by: Ruth Fiebig
Seconded by: Don Jones
THAT the Council of the Municipality of West Perth accepts the recommendations regarding the settlement area boundaries: #1 Cromarty, #2 Cromarty, Brodhagen changes, Carlingford changes, Staffa 1-4, and East side of Mitchell #1 and #2.

Carried

Motion: 329-05

Moved by: Ruth Fiebig
Seconded by: Darryl Seigner
THAT we defer any decision on Plan of Subdivision for 1612699 Ontario Inc. (Van Pelt).

Carried

Motion: 330-05

Moved by: Brock Sinnamon
Seconded by: Gordon Young
THAT we approve the Minutes of Planning Advisory meeting dated June 8, 2005 with the exception of item 5.c.

Carried

7. Drains

- i) Request for Repairs under Section 78 of the Drainage Act, Part Lot 16, Con 2 (Logan) – Ritz Lutheran Villa, Re: August Bauer Municipal Drain

Motion: 331-05

Moved by: Ruth Fiebig

Seconded by: Darryl Seigner

THAT the request under section 78 of the Drainage Act for Improvement/Repair of the August Bauer Municipal Drain (Logan) be accepted, and that Dietrich Engineering Ltd. be appointed as engineer for the project.

Carried

- ii) Perth South Council has provisionally adopted the Report and Addendum for the Gardiner Municipal Drain Extension. Court of Revision is set for July 19th (8:30 pm), West Perth needs to appoint a member for Court of Revision.

Motion: 332-05

Moved by: Barb MacLean

Seconded by: Don Jones

THAT Ross McIntosh be appointed to sit on the Court of Revision for the Gardiner Municipal Drain (Perth South), meeting July 19, 2005 @ 8:30 pm.

Carried

8. Correspondence

i) **AMO**

- a. For Your Information, June 3, 2005, Re: Environmental Penalties and Municipalities
- b. Alert, June 9, 2005, Re: Legislative Updates: Bill 128 re: Marijuana Home Grow Operations; Legislation to end mandatory retirement
- c. Alert, June 13, 2005, Re: MAH releases Report of Line Fences Act
- d. Alert, June 15, 2005, Re: AMO Secures *per capita* allocation for Federal Gas Tax Funding
- e. AMO, June 16, 2005, Re: End of Session Status on legislation relating to Municipal Governments
- f. Alert, June 17, 2005, Re: AMO secures \$2.2 Billion gas tax deal for Ontario Municipalities (allocation attached)

ii) Province of **Ontario**

- a. Ministry of Labour – News Release, etc. Re: McGuinty Government introduces legislation to end mandatory retirement
- b. Ontario and Toronto seek public input on Toronto legislation
- c. MMAH, News Release June 9, 2005, Re: Government supports growth of local business
- d. MMAH, News Release, June 13, 2005, Re: Ontario bolsters Provincial-Municipal Cooperation
- e. MMAH, News Release, June 13, 2005, Re: Peel residents to get fairer regional representation.
- f. MMAH, News Release, June 13, 2005, Re: Province appoints new Chair of the Ontario Rental Housing Tribunal
- g. Min. of Consumer and Business Services, News Release June 13, 2005, Re: Ontario government improving services to the public
- h. Minister Responsible for Seniors, Re: Senior Achievement Awards 2005

- i. MMAH, News Release, June 16, 2005, Re: McGuinty Government enhances Greenbelt Legacy
- j. MMAH, News Release, June 16, 2005, Re: Ontario Government strengthens Prosperity in West Nipissing, Timmins, Ingersoll, Hearst

iii) **Endorsement Requests**

- a. Township of St. Clair, Re: implementation of a province-wide (then Canada-wide) computer health care data base

Motion: 333-05

Moved by: Ross McIntosh

Seconded by: Don Jones

BE IT HEREBY RESOLVED THAT the Municipality of West Perth endorses the motion of the Township of St. Clair regarding the need for the Provincial and Federal governments to develop a data base system to compile and make available to medical professionals a records data base of care and prescriptions.

Carried

- b. County of Lambton, Re: District Health Councils and LHINS

Motion: 334-05

Moved by: Walter McKenzie

Seconded by: Don Jones

BE IT HEREBY RESOLVED THAT the Council of the Municipality of West Perth agrees with the position of the County of Lambton regarding the Dissolution of the District Health Councils, and the creations of LHINS.

Carried

- c. The Town of Lakeshore, Re: Provincial Policy Statement – Planning
- d. Town of Cobalt, Re: Drinking water inspection report, Provincial Officer's Order and Report

Motion: 335-05

Moved by: Ruth Fiebig

Seconded by: Gordon Young

BE IT HEREBY RESOLVED THAT the Council of the Municipality of West Perth supports resolution No. 05-110 of the Town of Cobalt regarding Enforcement of Regulations.

Carried

- iv) Huron Perth Healthcare Alliance, June 2, 2005 – meeting highlights
- v) Perth District Health Unit, Re: Continued enforcement of no smoking by-laws in Perth County
- vi) Mitchell & District Kinsmen Club, Re: Request to hold Soap Box Derby on August 20, 2005

Motion: 336-05

Moved by: Barb MacLean

Seconded by: Don Jones

THAT the request of the Mitchell & District Kinsmen Club to hold their annual Soap Box Derby on Blenheim Street on August 20, 2005 (from 9:30 am – 1:00 pm) be approved and that the Operations Department look after appropriate road closures for the event.

Carried

- vii) Mitchell & District Agricultural Society, Re: Arena expansion concerns

Motion: 337-05

Moved by: Ruth Fiebig

Seconded by: Darryl Seigner

THAT the letter from the Agricultural Society be placed on the Operations Agenda for the next meeting.

Carried

viii) Peg Elligsen, Re: Municipal address change request

Motion: 338-05

Moved by: Ruth Fiebig

Seconded by: Brock Sinnamon

THAT the request of Peg Elligsen to have residence re-numbered be accepted, and that staff take the appropriate steps necessary to facilitate the change.

Carried

Motion: 339-05

Moved by: Don Jones

Seconded by: Larry Wight

THAT correspondence not specifically dealt with be noted and filed.

Carried

9. Presentation of Accounts

Motion: 340-05

Moved by: Ross McIntosh

Seconded by: Larry Wight

THAT the accounts totaling \$351,529.35 be approved for payment as presented.

Carried

10. Standing Committee Reports

i) Minutes of the Administration meeting, dated June 13, 2005. Prior to the consideration of the minutes, the Mayor requested that recommendations AD80-05 and AD83-05 be dealt with individually; Councillor McKenzie requested that recommendation AD78-05 be dealt with separately.

Motion: 341-05

Moved by: Barb MacLean

Seconded by: Larry Wight

THAT the Minutes of the Administration meeting dated June 13, 2005 be accepted as presented, with the exception of AD78-05, AD80-05 and AD83-05.

Carried

Motion: 342-05

Moved by: Walter McKenzie

Seconded by: Gordon Young

THAT the sale of the windmill be deferred.

Carried

Motion:

Moved by: Walter McKenzie

Seconded by: Ross McIntosh

THAT the motion be amended that the Golf Course development consist of two stages of servicing development.

Motion Defeated

Motion: 343-05

Moved by: Don Jones

Seconded by: Ruth Fiebig

THAT servicing in the Golf Course development be phased
And that security be in place for 100% of the construction cost of the pond,

And that the pond is to be built in Phase 2.

Carried

Motion: 344-05

Moved by: Brock Sinnamon

Seconded by: Ross McIntosh

THAT the length of sidewalk on the east side of Baier Crt. (Baier subdivision), be reduced to end at the lot line between lots 14 and 15, And that the sidewalk be constructed along Francis St., from the laneway of Upper Thames to the laneway of the Mitchell District High School.

Carried

- ii) Minutes of the Waste Water Meeting, dated June 14, 2005. It was noted that additional information would be forthcoming to Council ASAP.

Motion: 345-05

Moved by: Ruth Fiebig

Seconded by: Barb MacLean

THAT the minutes of the Water committee meeting dated June 14, be accepted, but that the recommendation be deferred.

Carried

11. Committee Reports

12. By-laws

- i) By-law 53-2005, being a by-law to authorize temporary borrowing from OSIFA, and to repeal By-laws 74-2004 and 28-2005

Motion 346-05

Moved by: Ruth Fiebig

Seconded by: Larry Wight

THAT By-law 53-2005, being a by-law to authorize temporary borrowing from OSIFA, and to repeal By-law 74-2004 and 28-2005 be read a first and second time.

Carried

Motion: 347-05

Moved by: Gordon Young

Seconded by: Darryl Seigner

THAT By-law 53-2005, being a by-law to authorize temporary borrowing from OSIFA, and to repeal By-law 74-2004 and 28-2005 be read a third and final time,

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

Carried

13. Unfinished Business

- i) The Clerk noted that the “Must Connect” by-law had been revised and that a draft was expected to be available for the Operations meeting.

14. New Business

- i) Clerk’s report – request from Ambulance. The Mayor and Deputy Mayor outlined the matter of new ambulance stations in the County.

Motion: 348-05

Moved by: Ruth Fiebig

Seconded by: Don Jones

THAT the Clerk and the Mayor meet with Linda Rockwood regarding a location in West Perth for an ambulance base to be built.

Carried

- ii) Perth South, Trafalgar Bridge – request for participation with a COMRIF application. After some brief discussion, it was decided that a meeting for additional information was necessary prior to Council making any commitment in this regard.

Motion: 349-05

Moved by: Ruth Fiebig

Seconded by: Ross McIntosh

THAT Perth South be advised that further investigation by staff regarding the replacement of the Trafalgar Bridge is to be undertaken.
Carried

- iii) Motion to hire Neighbourwoods position

Motion: 350-05

Moved by: Ruth Fiebig

Seconded by: Gordon Young

THAT Julie Seiler be hired for the Neighbourwoods position for 2005.
Carried

- iv) The Clerk advised Council of an invitation received from the Maitland Valley Conservation Authority, for a barbecue at Wawanosh on June 29th.
- v) An announcement had been received from UTRCA, regarding the presentation dates for the Draft St. Clair Watershed Technical Report – London, June 27th and Chatham on June 28th.
- vi) Notice was received regarding a licensed family reunion event in Brodhagen.
- vii) Councillor McIntosh question whether a demolition permit had to be granted, if it were applied for. The Clerk would investigate, however it was noted that unless a property was designated as a heritage site there were few conditions that would prevent the issuing of the permit applied for.
- viii) Councillor Fiebig requested that the matter of Community Policing (OWLs proposal) be put on an agenda for discussion.

15. Questions from the Press

16. Closed Session

17. Adjournment

Motion: 351-05

Moved by: Don Jones

Seconded by: Gordon Young

THAT we do now adjourn – time 10:35 pm.
Carried

Mayor, John Van Bakel

Clerk-Administrator, Pat Taylor