

**MINUTES**  
**of the Municipality of West Perth Council Meeting**  
**on Monday, September 20, 2004**  
**at 7:30 p.m. in the**  
**Council Chambers**  
**Municipality of West Perth**

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**Present:** All members of Council were present.  
Staff present: Pat Taylor, Clerk-Administrator; 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**

i) Councillor Young declared a conflict regarding the Public meeting, and Zoning by-law amendment application of Charlene and Bill Hamilton.

**3. Delegations**

- i) **8:00 pm** Thelma Kudleka, Virginia McDonald and Hilda Ruston were in attendance to speak to Council regarding Habitat for Humanity and the possibility of a project for West Perth, in the Mitchell ward. Past projects and principles of the program were reviewed for Council.  
At the present time, there is not municipal property available to donate, or provide to such a project. However, Council indicated a willingness to keep such in mind as plans for Clayton St. area are developed. There was a consensus from the Council to try to work with the Committee.
- ii) Mr. Ron Hamer was in attendance. The Mayor acknowledged Mr. Hamer, who explained that despite being scheduled to attend the Operations meeting on Sept. 27, he would like to address Council. He was unsure he would be able to attend the following week. Council allowed the presentation. Mr. Hamer advised Council that he would like to submit written information for their consideration, with regard to the Pumping Street project, and its affect on his property. The information was left with Council.

**4. Adoption of Minutes**

It was noted that the property reference was incorrect for the application.

**Motion: 506-2004**

Moved by: Ruth Fiebig

Seconded by: Gerry Kehl

THAT the Minutes of the Public Meeting dated September 7, 2004 be accepted as presented and amended.

Carried

**Motion: 507-2004**

There was brief discussion regarding the terms of the development charges review, specific to the urban boundary (Mitchell Settlement Area).

Moved by: Walter McKenzie

Seconded by: Gordon Young

THAT the Minutes of the Regular Council Meeting dated September 7, 2004 be accepted as presented.

Carried

**Motion: 508-2004**

Moved by: Gordon Young

Seconded by: Barb MacLean

THAT the Minutes of the Special Council Meeting dated September 13, 2004 be accepted as presented.

Carried.

**5. Business Arising from the Minutes**

**6. Planning**

**7. Drains**

i) Tender Opening – Stewart Municipal Drain, Branch “C”

**Motion: 509-2004**

Moved by: Brock Sinnamon

Seconded by: Walter McKenzie

THAT tenders be opened for Branch ‘C’ of the Stewart Municipal Drain.

Carried

Tenders received were as follows:

A.G. Hayter Contracting \$60,401.50

Van Bree Drainage Ltd. \$59,647.15

**Motion: 510-2004**

Moved by: Ross McIntosh

Seconded by: Larry Wight

THAT the tender of Van Bree Drainage Ltd. in the amount of \$59,647.15 be accepted as presented subject to the review of the tender by the project engineer, and final passing of the by-law.

Carried

ii) Petition for maintenance under section 74 of the Drainage Act, Walker Municipal Drain, Lot 10, Con 9 (Hibbert)

**Motion: 511-2004**

Moved by: Brock Sinnamon

Seconded by: Ross McIntosh

THAT the petition under section 74 of the Drainage Act, of Rob Templeman for Lot 10, Con 9 be forwarded to the Drainage Superintendent.

Carried

**8. Correspondence**

i) **AMO**

▪ FYI, September 3, 2004, Re: Province Consults on Ending Mandatory Retirement

▪ FYI, September 10, 2004, Re: Government Amends Bill 124 Regulations to limit conflicts of interest and protect public safety

ii) Corporation of the Town of Lakeshore, Re: Comments regarding Planning Reform

**Motion: 512-2004**

Moved by: Ruth Fiebig

Seconded by: Don Jones

THAT the Council of the Municipality of West Perth supports the Town of Lakeshore comments regarding Planning Reform.

Carried

- iii) Heart and Stroke Foundation, Re: Notification of Lottery ticket sales
- iv) Healthy Living Perth, Re: Community Funding Programs Available

**Motion: 513-2004**

Moved by: Brock Sinnamon  
Seconded by: Ross McIntosh  
THAT correspondence not specifically dealt with be noted and filed.  
Carried

**9. Presentation of Accounts**

Council discussed the matter of the bill regarding cat quarantine. Information will be made available to Council regarding this policy (direction from the Health Unit).

**Motion: 514-2004**

Moved by: Larry Wight  
Seconded by: Darryl Seigner  
THAT the accounts in the amount of \$942,040.49 be approved for payment.  
Carried

**10. Standing Committee Reports**

- i) Minutes of the Administration Committee, dated September 13, 2004  
There was brief discussion regarding the draft by-laws.

**Motion: 515-2004**

Moved by: Gerry Kehl  
Seconded by: Darryl Seigner  
THAT the Minutes of the Administration Committee Meeting dated September 13, 2004 be approved as presented.  
Carried

**11. Committee Reports**

- i) North Logan Cemetery Meeting

**Motion: 516-2004**

Moved by: Ruth Fiebig  
Seconded by: Larry Wight  
THAT the Minutes of the North Logan Cemetery Committee meeting of September 20, 2004 be accepted as presented.  
Carried

- ii) The Deputy Mayor reported on the Bluewater Recycling Association's launch of a new web site. Additional information regarding funding and WDO advertising was also passed on to Council.
- iii) It was reported that County Council discussed the matter of bale wrap recycling. This matter is going back to the local Operations Managers to co-ordinate.

**12. By-laws**

There was brief discussion regarding the Zoning by-law amendment application.  
Councillor Jones gave information regarding the Green Streets project.

**Motion: 517-2004**

Moved by: Brock Sinnamon  
Seconded by: Walter McKenzie  
THAT we defer action on Z63-2004 being a by-law to amend By-law 100-1998 (Hamilton) until confirmation is received from MOE regarding hydrocarbons in water (within guidelines).  
Motion Defeated

**Motion: 518-2004**

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 57-2004, being a by-law to authorize the Mayor and the Clerk to sign an agreement (Brodhagen Community Centre)
- ii) By-law 58-2004, being a by-law to authorize the Mayor and the Clerk to sign an agreement (Green Streets Canada)
- iii) By-law Z63-2004, being a by-law to amend By-law 100-98 (Hamilton)

Carried

**Motion: 519-2004**

Moved by: Don Jones

Seconded by: Gordon Young

THAT By-law 57-2004, being a by-law to authorize the Mayor and the Clerk to sign an agreement (Brodhagen Community Centre) 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: 520-2004**

Moved by: Barb McLean

Seconded by: Ruth Fiebig

THAT By-law 58-2004, being a By-law to authorize the Mayor and the Clerk to sign an agreement (Green Streets Canada) 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: 521-2004**

Moved by: Larry Wight

Seconded by: Ross McIntosh

THAT By-law Z63-2004, being a by-law to amend By-law 100-1998 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) Council discussed the recent OMB hearing. Councillor Kehl noted that it was very important that the Municipality had Counsel representing them. A draft site plan for the "Tim Hortons" project was reviewed; a formal application has not yet been received. Various points of the site plan were reviewed. A specific concern/suggestion for the Developer was to consider a three-lane entrance. There was also a consensus from Council that some type of turning or drive-by lane will have to be incorporated into the road, by the Developer. This will be brought to their attention.  
It was felt that an agreement would be reached regarding the manure tank requirement. Councillors offered their comments in this regard. Council also discussed a time frame for compliance with respect to this issue.

**Motion: 522-2004**

Moved by: Brock Sinnamon

Seconded by: Gordon Young

THAT the Mayor be granted permission to sign a letter to Steve Seiler/G.Wallace Investments Ltd. and that an agreement be entered into that if the tank is to be filled in, this must be done within thirty days of commencing construction.

**14. New Business**

- i) Council briefly discussed the matter of the fountain in the Mill Pond. There was concern regarding the operational (hydro) costs. Members of the Committee will be invited to a meeting to further discuss this matter.

**15. Questions from the Press**

**16. Closed Session**

**17. Adjournment**

**Motion: 523-2004**

Moved by: Don Jones

Seconded by: Ross McIntosh

THAT we do now adjourn – time 10:20 pm.

Carried

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Mayor, John Van Bakel

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Clerk-Administrator, Pat Taylor