

MINUTES
of the Municipality of West Perth Council Meeting
on Monday, December 6, 2004
at 7:30 p.m. in the
Council Chambers
Municipality of West Perth

Present: All members of Council were present
Staff present: Pat Taylor, Clerk-Administrator; Mike Kraemer,
Operations Manager; Barb Westlake-Power, Deputy Clerk

1. Call to Order.

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

Motion: 663-04

Moved by: Gordon Young

Seconded by: Ross McIntosh

THAT the following items be added to the agenda:

1. Jarmuth Drainage petition, as item 7.iv
2. By-law 84-2004, being a by-law to authorize a site plan agreement (Hammond)

Carried

2. Declaration of Conflict of Interest

None declared

3. Delegations

4. Adoption of Minutes

- i) Minutes of the Regular Meeting, dated November 15, 2004

Motion: 664-04

Moved by: Don Jones

Seconded by: Ross McIntosh

THAT the Minutes of the Regular Council meeting, dated November 15, 2004 be accepted as presented.

Carried

5. Business Arising from the Minutes

- i) Council reviewed correspondence from Mountain Mitchell regarding the legality of the downloading of bridges from the County. There was some discussion regarding the matter and the manner in which such was addressed at the County.

Motion: 665-04

Moved by: Gerry Kehl

Seconded by: Don Jones

THAT Councillors McKenzie and McIntosh be authorized to approach Perth South to establish a delegation to County Council concerning the Trafalgar Bridge.

Carried.

6. Planning

- i) Notice of Public Meeting, Re: OP Amendment, Part of Lot 5, Plan 286 (Part of Lot 15, Con 2) Logan Ward (Stacey)
- ii) Notice of Adoption of an Official Plan Amendment, Re: Lot 10 and Part of Lot 11 Plan 286 (Part of Lot 15, Concession 2) Logan Ward (Paulen)
- iii) Confirmation of Ontario Municipal Board Hearing, Tuesday, January 25, 2005 10:30 am, Re: Pt Lot 11, Pt Lot 28, RP 339 (Hamilton)

Motion: 666-04

Moved by: Gerry Kehl

Seconded by: Ruth Fiebig

THAT the Municipality engages the services of Mountain Mitchell for the purpose of representing the Municipality at the Ontario Municipal Board Hearing for the Hamilton application.

Carried

- iv) Application for Plan of Subdivision, Re: Con 2, Pt Lot 15 and Lot 10 & 11 Plan 286 (Logan Ward). Council discussed various points regarding the proposed plan, for the information of the Planning Advisory members. This included, density concerns, the use of a cul-de-sac and a walkway to the schools.

Motion: 667-04

Moved by: Ruth Fiebig

Seconded by: Brock Sinnamon

THAT the Application for Plan of Subdivision be forwarded to the January meeting of the Planning Advisory Committee.

Carried

- v) The County Official Plan was briefly discussed. The Mayor advised that a new draft would be coming before County Council in the near future. The Mayor wanted a consensus of Council regarding the retention of the Mitchell Official Plan. All of Council agreed that retaining the Mitchell OP, or developing a West Perth OP was desirable.

Motion: 668-04

Moved by: Barb Mac Lean

Seconded by: Don Jones

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

Carried.

7. Drains

- i) Petition under Section 74 of the Drainage Act, Lot 19, Con WMR (Friesen), for maintenance on Cook Drain (Fullarton Ward)

Motion: 669-04

Moved by: Ruth Fiebig

Seconded by: Brock Sinnamon

Be it hereby resolved that the request under Section 74 of the Drainage Act for Lot 19, Con. WMR (Cook Drain) be forwarded to the Drainage Superintendent.

Carried.

- ii) Notice of On-site meeting for Wicke Drain, Monday Nov. 29, 2004. Councillor McIntosh attended this meeting. There are road crossings not originally considered, therefore an additional meeting is expected.
- iii) Application for Tile Drainage Loan, Con 12, Lot 3 and W Pt Lot 2 (R. Christie Farms Ltd.)

Motion: 670-04

Moved by: Walter McKenzie

Seconded by: Ross McIntosh

THAT the Tile Loan application of R. Christie Farms Ltd., for Con 12, W Pt Lot 2 (Hibbert Ward) in the amount of \$49,000.00 be approved, subject to funds being available from the Province.

Carried

- iv) Petition under section 74 of the Drainage Act for Lot 25 Con 11 (Jarmuth Drain), Logan Ward

Motion: 671-04

Moved by: Ruth Fiebig

Seconded by: Brock Sinnamon

Be it hereby resolved that the petition under section 74 of the Drainage Act for the Jarmuth Drain by Marjorie Jarmuth (Logan Ward) be forwarded to the Drainage Superintendent.

Carried.

8. Correspondence

i) **Province of Ontario**

- Ministry of Consumer & Business Services, News Release Nov. 15, 2004, Re: McGuinty government launches consumer awareness week
- Ministry of Environment, Re: Proposed amendments to Drinking Water Systems Regulation (O.Reg. 170/03)
- Ministry of Environment, Background Re: Investing in source protection planning
- Ministry of Environment, News Release Nov. 17, 2004, Re: Ontario advances protection of drinking water sources
- Ministry of Consumer & Business Services, News Release Nov. 17, 2004 Re: McGuinty government offers advice to protect consumers online
- Ministry of Consumer & Business Services, News Release, Nov. 18, 2004 Re: McGuinty government offers advice to holiday-season travellers

ii) **AMO**

- Alert, November 10, 2004 Re: Provincial Government Releases “Ontario’s Rural Plan”
- Alert, Nov. 15, 2004 Re: Canada, Ontario and AMO launch COMRIF Program
- Alert, Nov. 29, 2004 Re: Bill 26, the *Strong Communities (Planning Amendment) Act* passes third reading
- Canada-Ontario Municipal Rural Infrastructure Fund
- For Your Information Dec. 2, 2004, Re: AMO resolution of CRF reconciliation

iii) Township of Adjala-Tosorontio, Re: Dairy herd improvement funding eliminated by Ontario Government

Motion: 672-04

Moved by: Barb MacLean

Seconded by: Ruth Fiebig

Be it hereby resolved that the Municipality of West Perth supports the resolution of the Township of Adjala-Tosorontio regarding the need for the Province to reinstate the Dairy Herd Improvement funding program.

Carried

iv) Canadian Cancer Society, Re: Taking Steps Against Breast Cancer walk

v) Township of Augusta, Re: CRF funding

Motion: 673-04

Moved by: Ruth Fiebig

Seconded by: Don Jones

THAT the Council of the Municipality of West Perth hereby endorses the resolution of the Township of Augusta, regarding the need for the Province to continue the CRF allocations, or replace such with a comparable program.

Carried.

vi) Township of Augusta, Re: Gas Tax funds for municipalities

Motion: 674-04

Moved by: Don Jones

Seconded by: Larry Wight

THAT we support the resolution from Township of Augusta regarding the gas tax rebate.

Carried

- vii) West Perth Business Community, Re: Request for name approval

Motion: 675-04

Moved by: Ruth Fiebig

Seconded by: Gerry Kehl

Be it hereby resolved that the Council of West Perth endorses the name 'West Perth Business Affiliates' as requested by the business community.

Carried

- viii) City of Sault Ste. Marie, Re: Hardships for fundraising charities and not-for-profit organizations
- ix) Dog Legislation Council of Canada, Re: Breed Specific legislation
- x) Canada Council for the Arts, Re: Winners of the 2004 Governor General's Literary Awards
- xi) Terese Casgrain Volunteer Award, Re: Nomination request
- xii) Township of South Algonquin, Re: Replace our flawed current value assessment system
- xiii) Township of Algonquin Highlands, Re: Request for implementation of deposit returns for all metal, glass and plastic beverage containers, etc.

Motion: 676-04

Moved by: Gerry Kehl

Seconded by: Larry Wight

THAT the Council of the Municipality of West Perth supports the motion of the Township of Algonquin Highlands regarding the need for a Provincially implemented system of deposit returns for all metal, glass and plastic beverage containers.

Carried

- xiv) County of Perth, Re: Nutrient Management Act Regulation and Nutrient Management financial assistance program.
- xv) Township of Perth East, Perth East Changes meeting night
- xvi) R.J. Burnside and Associates Ltd., Re: Notice of Public Meeting, Town of Atwood
- xvii) County of Perth, Re: Topsoil preservation
- xviii) Canadian Red Cross, Re: Approval to sell Red Cross Lottery Tickets in municipality.

Motion: 677-04

Moved by: Ruth Fiebig

Seconded by: Barb MacLean

THAT the Council of the Municipality of West Perth supports the sale of Red Cross lottery tickets under license number P042148, within the municipality.

Carried

- xix) Canadian Renewable Fuels Association, Re: Request for proposals for ethanol plant site locations
- xx) Ria Colquhoun, Re: funds for "municipal story" at IPM 2005

Motion: 678-04

Moved by: Walter McKenzie

Seconded by: Don Jones

THAT Bill French and Bert Vorstenbosch be invited to a meeting to discuss plowing match.

Carried

- xxi) Upper Thames Elementary School, Re: Request for funds
- xxii) CLT, Re: Private Sector Property Assessments

Motion: 679-04

Moved by: Ruth Fiebig
Seconded by: Gerry Kehl
THAT the correspondence from South Algonquin (Re: current value assessment) and from CLT (Re: Private sector property assessment) be forwarded to the Administration committee.

Carried.

- xxiii) Borden Ladner Gervais, Re: Greenbelt Legislation
- xxiv) County of Perth, Re: Announcement of Warden Ed Hollinger
- xxv) Seaforth Community Hospital Foundation, Re: Christmas campaign
- xxvi) City of Pickering, Re: Fundraiser for purchase of Victoria Cross awarded to Corporal Fred Topham

Motion: 680-04

Moved by: Ruth Fiebig
Seconded by: Brock Sinnamon
THAT correspondence not specifically dealt with be noted and filed.

Carried

9. Presentation of Accounts

Motion: 681-04

Moved by: Ruth Fiebig
Seconded by: Gordon Young
THAT the accounts totaling \$ 1,115,125.63 be approved for payment as presented.

Carried

10. Standing Committee Reports

- i) Minutes of the Operations Committee meeting, dated November 22, 2004. The Operations Manager advised that the current policy regarding multiple property access (driveways) was addressed only in the rural areas. In urban areas, the matter is under the zoning restrictions and policies. The used leafer mentioned in the minutes was not suitable and therefore not purchased.

Motion: 682-04

Moved by: Brock Sinnamon
Seconded by: Walter McKenzie
THAT the Operations Manager obtains pricing on snow removal on Dublin sidewalks.

Carried

Motion: 683-04

Moved by: Walter McKenzie
Seconded by: Don Jones
THAT the Minutes of the Operations Committee meeting dated November 22, 2004 be approved as presented

Carried

It was noted that the projected opening date for the pumping station is Dec. 14 @ 10 am.

There was also brief discussion regarding sales at the community centers of neighboring municipalities.

- ii) Minutes of the Water Committee meeting, dated November 22, 2004

Motion: 684-04

Moved by: Ruth Fiebig
Seconded by: Darryl Seigner
THAT the Minutes of the Water Committee Meeting dated November 22, 2004 be accepted as presented.

Carried.

11. Committee Reports

12. By-laws

Prior to the consideration of any of the by-laws, a correction was noted for by-law 81-2004 (street name).

Motion: 685-04

Moved by: Barb MacLean

Seconded by: Ruth Fiebig

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 74-2004, being a by-law to amend By-law 54-2004 (Maas Municipal Drain)
- ii) By-law 80-2004, being a by-law to enact an Emergency Management Plan and Program
- iii) By-law 81-2004, being a by-law open certain streets in the Municipality of West Perth
- iv) By-law 83-2004, being a rating by-law for tile drain debenture (Clarke)
- v) By-law 84-2004, being a by-law to authorize a site plan agreement (Hammond)

Carried.

Motion: 686-04

Moved by: Gordon Young

Seconded by: Brock Sinnamon

THAT By-law 74-2004, being a by-law to amend By-law 54-2004 (Maas Municipal Drain), be read a third and final time,

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

Carried

Motion: 687-04

Moved by: Ruth Fiebig

Seconded by: Don Jones

THAT By-law 80-2004 being a by-law to enact an Emergency Management Plan and Program for the Municipality of West Perth be read a third and final time,

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

Carried

Motion: 688-04

Moved by: Brock Sinnamon

Seconded by: Ross McIntosh

THAT By-law 81-2004 being a by-law to open certain streets in the Municipality of West Perth as public highways be read a third and final time,

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

Carried

Motion: 689-04

Moved by: Brock Sinnamon

Seconded by: Ross McIntosh

THAT By-law 83-2004 being a rating by-law for drainage rates (Clarke) be read a third and final time,

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

Carried.

Motion: 690-04

Moved by: Gerry Kehl
Seconded by: Larry Wight
THAT By-law 84-2004, being a by-law to authorize a site plan agreement (Hammond) be read a third and final time,
And that the Mayor and the Clerk be and are hereby authorized to sign and attach the Corporate seal.
Carried

13. Unfinished Business

14. New Business

i) Council appointments to committees

Motion: 691-04

Moved by: Darryl Seigner
Seconded by: Brock Sinnamon
THAT Council members will vote by secret ballot for the nominations to committees and for committee Chair positions, if required and that Barb Westlake-Power and Pat Taylor will act as scrutineers.
Carried

The Committee appointments were addressed one-by-one.

Motion: 692-04

Moved by: Gordon Young
Seconded by: Darryl Seigner
THAT the necessary by-law be prepared for the next meeting for committee appointments.
Carried

The Chairs of Water, Operations and Administration will continue to be Ruth Fiebig, Walter McKenzie and Gerry Kehl, respectively.

Motion: 693-04

Moved by: Ross McIntosh
Seconded by: Darryl Seigner
THAT the ballots be destroyed.
Carried

ii) Environmental Assessment

Motion: 694-04

Moved by: Ruth Fiebig
Seconded by: Ross McIntosh
THAT Atkinson Davies Inc. complete a phase 1 E.A. on Part 1 of 44R3945, at a cost of \$1250.00 (plus G.S.T.), as soon as possible.
Carried.

iii) It was noted that there are agricultural plastic recycling depots in North Perth and Perth East.

15. Questions from the Press

16. Closed Session

17. Adjournment

Motion: 695-04

Moved by: Darryl Seigner
Seconded by: Ross McIntosh
THAT we do now adjourn – time 10:05 pm.
Carried.