

The second regular meeting of the Council of the Municipality of West Perth for the month of April 2008 was held in the Council Chambers at the Municipal Office on Monday, April 28, 2008 at 7:00 p.m.

Members of Council Present;

Mayor John Van Bakel
Deputy Mayor Gerry Kehl
Councillor Don Jones
Councillor Barb MacLean
Councillor Ross McIntosh
Councillor Walter McKenzie
Councillor Mike Tam
Councillor Larry Wight
Councillor Bert Vorstenbosch
Councillor Gordon Young

Members of Council Absent:

Councillor Darryl Seigner

Members of Staff Present:

Chief Administrative Officer Will Jaques
Operations Manager Mike Kraemer
Arena Manager Rick Vivian
Clerk Hazel Soady-Easton

1. Opening:

Mayor Van Bakel called the meeting to order at 7:00 p.m.

CAO Jaques stated to members of Council that an emergency has been declared in the Municipality of West Perth in order to accommodate evacuees from municipalities around the James Bay area that have been flooded. There are approximately 1,000 citizens arriving in Perth County to be housed by the City of Stratford, the Town of St. Marys, Milverton and Mitchell. No one has arrived in West Perth as yet as West Perth is the last community that will be housing evacuees. Mr. Jaques answered questions from Council.

2. Declaration of Conflict of Interest

There were no pecuniary conflicts of interest stated by any members of Council with regard to items on the Agenda.

Media coverage was provided by Andy Bader, Editor of the Mitchell Advocate.

3. Delegations and Petitions:

Mr. Mario Circelli, Canada Post attended the Council meeting with a presentation on rural mail delivery and community mail boxes. Residents of West Perth with rural mailboxes will have their mailboxes rated for safety. Canada Post will be contacting the residents.

Mr. Davin Heinbuck was in attendance with regard to his event and other facility renters being displaced by the evacuees. There are 3 Buck & Does and the Kinsmen Beach Party represented. Mr. Heinbuck, representing all of the facility renters suggested solutions to members of Council as all events at the Community Centre have been cancelled. Mr. Heinbuck answered questions from Council.

4. Approval of the Minutes of Previous Meeting(s):

RESOLUTION: 171/08

Moved by Bert Vorstenbosch

Seconded by Larry Wight

THAT:

The Council of the Municipality of West Perth approve the minutes of the April 14, 2008 regular Council meeting, the April 21, 2008 Special Council meeting and the April 21, 2008 Committee of the Whole meeting with amendments.

CARRIED

Business arising from the minutes:

RESOLUTION: 172/08

Moved by Don Jones

Seconded by Gerry Kehl

THAT:

The Council of the Municipality of West Perth approve a request from the Royal Canadian Legion, Branch 128, Mitchell for a liquor license extension for outside liquor service.

CARRIED

5. Planning: none

6. Drains:

RESOLUTION: 173/08

Moved by Walter McKenzie

Seconded by Ross McIntosh

THAT:

The Council of the Municipality of West Perth appoint William J. Dietrich as the engineer to prepare an Improvement/Report under Section 74 of the Drainage Act, Chapter D17, R.S.O. 1990, Request for Repair on the 12th Concession Drain in Fullarton Ward, West Perth for property owned by Romac Farms Ltd., Lot 14, Concession 12.

CARRIED

RESOLUTION: 174/08

Moved by Don Jones

Seconded by Barb MacLean

THAT:

The Council of the Municipality of West Perth review the tender from A.G. Hayter Contracting Ltd. for the Seebach Municipal Drain 2008.

CARRIED

RESOLUTION: 175/08

Moved by Don Jones

Seconded by Gordon Young

THAT:

The Council of the Municipality of West Perth accept the tender from A.G. Hayter Contracting Ltd. for the repairs on the Seebach Municipal Drain 2008.

CARRIED

RESOLUTION: 176/08

Moved by Walter McKenzie

Seconded by Larry Wight

THAT:

The Council of the Municipality of West Perth review the tender from Van Bree Drainage & Bulldozing Ltd. for the repairs on the Northwest Municipal Drain 2008.

CARRIED

RESOLUTION: 177/08

Moved by Walter McKenzie

Seconded by Barb MacLean

THAT:

The Council of the Municipality of West Perth accept the tender from Van Bree Drainage & Bulldozing Ltd. for the repairs on the Northwest Municipal Drain 2008.

CARRIED

7. Correspondence for Council Direction:

RESOLUTION: 178 /08

Moved by Don Jones

Seconded by Mike Tam

THAT:

The Council of the Municipality of West Perth approve a request from the Mitchell K-40 Club and the Mitchell Kinette Club for a Fundraising Family Fireworks sale in the ValuMart parking lot, Mitchell on May 14 (set up), 15, 16, 17, 18 and 19, 2008.

CARRIED

RESOLUTION: 179/08

Moved by Don Jones

Seconded by Ross McIntosh

THAT:

The Council of the Municipality of West Perth approve the Summary Report for the Mitchell Well Supply for the year 2007.

CARRIED

RESOLUTION: 180/08

Moved by Mike Tam

Seconded by Bert Vorstenbosch

THAT:

The Council of the Municipality of West Perth approve a request from the Mitchell Jr. Chiefs Fastball Team to hold a fundraising tournament at Keterson Park on June 20 and 22, 2008.

CARRIED

RESOLUTION: 181/08

Moved by Barb MacLean

Seconded by Bert Vorstenbosch

THAT:

The Council of the Municipality of West Perth direct staff to prepare a RED grant application in conjunction with the County of Perth.

CARRIED

RESOLUTION: 182/08

Moved by Mike Tam

Seconded by Ross McIntosh

THAT:

The Council of the Municipality of West Perth appoint Susan Cronin as the Secretary of the Committee of Adjustment.

CARRIED

8. **Correspondence for Council's Information:**

RESOLUTION: 183/08

Moved by Gerry Kehl

Seconded by Don Jones

THAT:

The Council of the Municipality of West Perth support a Resolution from Tay Valley Township as follows:

Whereas it is very encouraging for municipalities to see that the federal and provincial governments have, for several years now, finally given formal recognition through their various short and long term budget announcements, that they have certain responsibilities to help fund new and replacement municipal infrastructure;

And whereas the funding contributions from the senior levels of government result in among other things cleaner air and water, safer roads and bridges, etc.;

And whereas the funding has resulted from programs such as the Canada-Ontario Municipal Rural infrastructure Fund, Rural Infrastructure Investment Initiative, Municipal Infrastructure Investment Initiative, Move-Ontario and the Municipal Roads and Bridges Fund;

And whereas the stated objectives of the various programs such as "...to ensure that Ontarians in small urban and rural communities enjoy a quality of life that is second to none...", "... support economic development, prosperity and quality of life in small and rural municipalities", "... to direct new infrastructure funding to support the construction or renewal of municipally owned infrastructure assets" are admirable and very desirable;

And whereas with the exception of the Move Ontario and the Municipal Roads and Bridges Funds, detailed, costly, onerous and in some cases, very complicated applications had to be submitted to try and access funds from the various programs;

And whereas those applications were submitted as a municipality's highest priority;

And whereas those municipal priorities were then subjected to the province's own set of criteria which has been proven to be less than transparent;

And whereas a perception has evolved that the selection progress is politically driven rather than being based on an open and accountable analysis of project eligibility and community needs;

And whereas the senior levels of government now recognize that all municipalities are in urgent need of new and replacement infrastructure and that municipalities have very limited resources from which to fund these many and varied projects;

Now therefore be it resolved that the Province make infrastructure funding available to all municipalities based upon formulae similar to those development for the Move Ontario and the Municipal Roads and Bridges Fund so that municipal politicians and staff do not have to waste valuable time, effort and money in applying for the various programs' funds that would enable the construction of necessary projects;

And further that a copy of this motion be sent to the Premier of Ontario, the Minister of Municipal Affairs and Housing, the Leader of the Official Opposition of Ontario, the leader of the new Democratic Party of Ontario, John Wilkinson, Perth Wellington M.P.P. and the Association of Municipalities of Ontario

CARRIED

RESOLUTION: 184/08

Moved by Don Jones

Seconded by Gordon Young

THAT:

The Council of the Municipality of West Perth appoint Barb MacLean as West Perth's representative to meet with trustees of the Avon Maitland District School Board on Friday, May 23, 2008.

CARRIED

RESOLUTION: 185/08

Moved by Bert Vorstenbosch

Seconded by Gordon Young

THAT:

The Council of the Municipality of West Perth accept the correspondence included on the FOR COUNCIL'S INFORMATION AGENDA for information only.

CARRIED

There was discussion about the evacuees and the necessity to accommodate West Perth residents who have had displaced by the evacuees.

9. Presentation of Accounts:

RESOLUTION: 186/08

Moved by Ross McIntosh

Seconded by Larry Wight

THAT:

The Council of the Municipality of West Perth approve the accounts.

CARRIED

10. Committee Reports:

RESOLUTION: 187/08

Moved by Don Jones

Seconded by Ross McIntosh

THAT:

The Council of the Municipality of West Perth accept the minutes of the Water Committee meeting of April 22, 2008.

CARRIED

RESOLUTION: 188/08

Moved by Barb MacLean

Seconded by Don Jones

THAT:

The Council of the Municipality of West Perth accept the minutes of the Seaforth Area Fire Board meeting.

CARRIED

RESOLUTION: 189/08

Moved by Bert Vorstenbosch

Seconded by Larry Wight

THAT:

The Council of the Municipality of West Perth accept the minutes of the West Perth Library Accessibility and Expansion Project meeting.

CARRIED

RESOLUTION: 190/08

Moved by Don Jones

Seconded by Bert Vorstenbosch

THAT:

The Council of the Municipality of West Perth accept the minutes of the Energy and Environment Committee meeting.

CARRIED

11. By-laws:

RESOLUTION: 191/08

Moved by Don Jones

Seconded by Bert Vorstenbosch

THAT:

By-law No. 48-08 being a By-law to regulate parking or stopping of vehicles on highways within the Municipality of West Perth;

By-law No. 53-08; being a By-law to provide for the Rules of Order and Procedure of the Municipal Council of the Municipality of West Perth;

By-law No. 54-08; being a By-law to authorize collection of costs for false alarm fire calls;

By-law No. 55-08; being a By-law to appoint the Fire Chief as a By-law Enforcement Officer for the Municipality of West Perth;

Be introduced, read or considered read a first and second time.

CARRIED

RESOLUTION: 192/08

Moved by Gordon Young

Seconded by Bert Vorstenbosch

THAT:

By-law No. 48-08; being a By-law to regulate parking or stopping of vehicles on highways within the Municipality of West Perth; be read or considered read a third time, be finally passed, signed by the Mayor and the Clerk and sealed with the seal of the Corporation.

CARRIED

RESOLUTION: 193/08

Moved by Gerry Kehl

Seconded by Don Jones

THAT:

By-law No. 53-08; being a By-law to provide for the Rules of Order and Procedure of the Municipal Council of the Municipality of West Perth; be read or considered read a third time, be finally passed, signed by the Mayor and the Clerk and sealed with the seal of the Corporation.

CARRIED

RESOLUTION: 194/08

Moved by Walter McKenzie

Seconded by Barbara MacLean

THAT:

By-law No. 54-08; being a By-law to authorize collection of costs for false alarm fire calls; be read or considered read a third time, be finally passed, signed by the Mayor and the Clerk and sealed with the seal of the Corporation

CARRIED

RESOLUTION: 195/08

Moved by Larry Wight

Seconded by Don Jones

THAT:

By-law No. 41-08; being a By-law to provide for a drainage works in the Municipality of West Perth in the County of Perth, Seebach Municipal Drain 2008;

be read or considered read a third time, be finally passed, signed by the Mayor and the Clerk and sealed with the seal of the Corporation.

CARRIED

RESOLUTION: 196/08

Moved by Gord Young

Seconded by Larry Wight

THAT:

By-law No. 42-08; being a By-law to provide for a drainage works in the Municipality of West Perth in the County of Perth, Northwest Municipal Drain 2008; be read or considered read a third time, be finally passed, signed by the Mayor and the Clerk and sealed with the seal of the Corporation.

CARRIED

RESOLUTION: 197/08

Moved by Walter McKenzie

Seconded by Don Jones

THAT:

By-law No. 55-08; being a By-law to appoint the Fire Chief as a By-law Enforcement Officer for the Municipality of West Perth; be read or considered read a third time, be finally passed, signed by the Mayor and the Clerk and sealed with the seal of the Corporation.

CARRIED

12. Unfinished Business:

Mayor Van Bakel advised Council about a planning matter regarding the location of a greenhouse and its proximity to the road. Mayor Van Bakel suggested that Mr. Foster contact Planner Mark Swallow.

Staff will advise CBO McLean that the Wimpole Street lots are still a property standards issue.

13. New Business: none

14. Status of Reports:

Landfills – Operations Manager Kraemer will have a landfill report at the next Committee of the Whole meeting.

West Perth Power – none

PUC pole yard – agreement being drawn up

Clayton Street – should keep it moving; properties have been identified

15. Notices of Motion: none

16. Questions from the Press: none

17. Closed to the Public Session:

RESOLUTION: 198/08

Moved by Barb MacLean

Seconded by Mike Tam

THAT:

The Council of the Municipality of West Perth continue the meeting in a Closed Session at 10:00 p.m. to discuss the following:

X The security of the property of the municipality;

Personal matters about an identifiable individual, including but not clearly limited to employees of the municipality;
A proposed or pending acquisition or disposition of land by the municipality;
X Labour relations or employee negotiations;
Litigation or potential litigation, including matters before administrative tribunals such as the Ontario Municipal Board;
Advice subject to solicitor/client privilege, including communications necessary for that purpose;
A matter in respect of which a council may hold a closed meeting under another Act;
A request for information under the Municipal Freedom of Information and Protection of Privacy Act, where the Council is the head of an institution for the purposes of that Act;
The educating or training of Council or a Committee or a Local Board and at the meeting, no member discusses or otherwise deals with any matter in a way that materially advances the business or decision-making of the Council, Committee or Local Board.

CARRIED

RESOLUTION: 199/08

Moved by Don Jones

Seconded by Ross McIntosh

THAT:

The Council of the Municipality of West Perth resume the regular Council meeting at 10:55 p.m.

CARRIED

RESOLUTION: 200/08

Moved by Larry Wight

Seconded by Barb MacLean

THAT:

The Council of the Municipality of West Perth utilize the services of Ward and Uptigrove to perform an "external market check" for employee positions.

CARRIED

18. Adjournment:

RESOLUTION: 201/08

Moved by Don Jones

Seconded by Gerry Kehl

THAT:

By-law No. 56-08; being a By-law to confirm generally previous actions of the Council of the Corporation of the Municipality of West Perth; be introduced, read or considered read a first, second, be read or considered read a third time, finally passed, signed by the Mayor and the Clerk and sealed with the seal of the Corporation.

CARRIED

RESOLUTION: 202/08


Moved by Ross McIntosh

Seconded by Larry Wight


THAT:

The Council of the Municipality of West Perth adjourn the Council meeting at 11:00 p.m.

CARRIED



John Van Bakel, Mayor



Hazel Soady-Easton, Clerk