

The second regular meeting of the Council of the Municipality of West Perth for the month of September 2009 was held in the Council Chambers at the West Perth Municipal Office on Monday September 28th, 2009 at 7:00 p.m.

Members of Council present:

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

Members of Staff present:

CAO Will Jaques
Clerk Susan Cronin
Facilities Manager Rick Vivian

1. Opening:

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

2. Declaration of Conflict of Interest

Councillor Wight declared a pecuniary interest with regards to section 10.1 Presentation of the Accounts.

Media Coverage was provided by Hilary Long of the Mitchell Advocate.

Additions to the agenda included:

- Correspondence regarding Elma Logan Recreation Complex Addition.
- Additional information from the Splash Pad Committee.
- By-law #063-2009-to enter into an agreement with Ministry of Transportation for winter maintenance for highways 23 and 8 the connecting link.

RESOLUTION: 466/09

Moved by Bert Vorstenbosch

Seconded by Don Jones

THAT:

The Council of the Municipality of West Perth approve the agenda as presented with the additions.

CARRIED

3. Public Meeting: none

4. Delegations and Petitions:

- 1) Luke Smith, Lori Perry, Don Little were in attendance. A presentation by the Elma Logan Recreation Complex Rehabilitation Project Advisory Committee was made. A proposal for the arena addition at a cost of \$1,000,000 was presented. A grant and funds have been committed for \$455,000 leaving a difference of \$545,000. The Committee is requesting support for this project from the Municipalities of West Perth and North Perth.

- 2) Rob and Tracy Seigner were in attendance. They addressed the issue of the mutual fence that was located between the Municipality of West Perth's property at 169 St. David Street, Mitchell and property owned by the Seigners at 157 Waterloo Street, Mitchell. The construction and maintenance of this mutual fence was recognized through agreement dated September 5, 1990 between the Town of Mitchell and a property owner of 157 Waterloo Street previous to the Seigners, setting out responsibilities of the respective parties, including subsequent owners of the 157 Waterloo Street property. Permission was given by Municipal staff to the Seigners to temporarily take down the mutual fence to facilitate the construction of a new privacy fence on their lands, and the Seigners did not see the necessity of replacing the original fence. Mr. and Mrs. Seigner installed the privacy fence due to vandalism and for the safety of their children. A building permit was approved for the privacy fence by the CBO. Also, in the drawings submitted at the time of permit, a gate for was shown between the Seigner property and Municipal property. CAO Jaques stated that the gate was not considered by the CBO in granting the permit as the mutual fence was in existence and was not requested to be permanently taken down by the Seigners during the construction of the new privacy fence. CAO Jaques recommended to Council that should permission be granted not to re-erect the mutual fence, permission should not be granted for the Seigners, to access their property from Municipal property, or conversely onto Municipal property from their property. Mayor Van Bakel thanked the Seigners for attending the meeting and that further discussion would occur later in the meeting.

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

RESOLUTION: 467/09

Moved by Ross McIntosh

Seconded by Larry Wight

THAT:

The Council of the Municipality of West Perth approve the minutes of the September 14th, 2009 regular Council meeting, September 14th, 2009 Meinen Public Meeting, September 14th, 2009 O'Donnell Public Meeting, September 14th, 2009 Kelly Public Meeting and the Committee of the Whole Meeting of September 21st, 2009.

CARRIED

Business Arising from the Minutes:

- 1) There was discussion regarding the Splash Pad. Facilities Manager Rick Vivian gave a report from the Committee. Two proposals from Acapulco Pools were presented.

RESOLUTION: 468/09

Moved by Gerry Kehl

Seconded by Gordon Young

THAT:

The Council of the Municipality of West Perth accept Option # 1 for the Splash Pad submitted by Acapulco Pools Limited.

CARRIED

- 2) Official Plan Amendment Application regarding Surplus Farm House Severances. CAO Jaques reported.

RESOLUTION: 469/09

Moved by Jeff Marshall

Seconded by Mike Tam

THAT:

The Council of the Corporation of the Municipality of West Perth does hereby authorize the Clerk to submit on its behalf an application for Official Plan Amendment

to the County of Perth to permit the severance of surplus farm house dwellings within the geographic Municipality of West Perth and Township of Perth South;
AND FURTHER THAT this application be submitted jointly with the Corporation of the Township of Perth South.

CARRIED

RESOLUTION: 470/09

Moved by Jeff Marshall

Seconded by Larry Wight

THAT:

The Council of the Municipality of West Perth approve this report as requested by Council, as respectfully submitted by the CAO, with agreement on the wording of the proposed amendment.

CARRIED

- 3) There was discussion regarding the delegation of Cliff and Betty-Lou Bice from September 21st, 2009 meeting. Mr. and Mrs. Bice requested an extension on the development agreement.

RESOLUTION: 471/09

Moved by Don Jones

Seconded by Mike Tam

THAT:

The Council of the Corporation of the Municipality of West Perth amends resolution number 81/09 as follows:

AND FURTHER THAT:

The Council of the Municipality of West Perth's authorization for the Mayor and the Clerk to enter into the Agreement with the developer shall lapse, without prejudice at the end of business on December 31st, 2009.

CARRIED

- 4) There was discussion regarding the County-wide Radio System Improvement. Mayor Van Bakel and Deputy Mayor will take concerns to County Council and report back to West Perth Council at the next meeting.

6. Planning:

RESOLUTION: 472/09

Moved by Mike Tam

Seconded by Barb MacLean

THAT:

The Council of the Municipality of West Perth approve the minutes of the Planning Advisory meeting of September 16th, 2009 as presented.

AND FURTHER THAT:

A Public Meeting for the application for a Zoning by-law amendment by Petur and Bonnie Van Bergen affecting property described as Part of Lot 14, Concession 1 (Hibbert Ward) in the Municipality of West Perth be set for October 26th, 2009 at 7:00 p.m.

CARRIED

RESOLUTION: 473/09

Moved by Ross McIntosh

Seconded by Jeff Marshall

THAT:

The Council of the Municipality of West Perth accept the Planning correspondence not specifically dealt with for information.

CARRIED

7. Drains:

Staff is to investigate status of drain petitioned by Leon Baes.

8. Correspondence for Council Direction: none

9. Correspondence for Council's Information:

RESOLUTION: 474/09

Moved by Walter McKenzie

Seconded by Gordon Young

THAT:

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

CARRIED

10. Presentation of Accounts:

RESOLUTION: 475/09

Moved by Ross McIntosh

Seconded by Bert Vorstenbosch

THAT:

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

CARRIED

11. Committee Reports:

Councillor Vorstenbosch presented the minutes of the Heritage Committee meeting. Members of the committee will be identifying sites of interest. There will be a presentation regarding the proposed Clock Tower at the Joint Committee meeting on October 15, 2009. Andrew Ransberry has resigned from the Committee. An advertisement is to be placed in the Mitchell Advocate for new members.

RESOLUTION: 476/09

Moved by Bert Vorstenbosch

Seconded by Mike Tam

THAT:

The Council of the Municipality of West Perth approve the minutes of the Heritage Committee meeting of September 17th, 2009 as presented.

CARRIED

Councillor Tam presented the minutes of the Tourism and Communities in Bloom meeting. A new member, Helma Luyten was welcomed. Christmas Lights decoration will be held on Sunday November 8, 2009.

RESOLUTION: 477/09

Moved by Mike Tam

Seconded by Larry Wight

THAT:

The Council of the Municipality of West Perth approve the minutes of the Tourism and Communities in Bloom meeting of September 14th, 2009 as presented.

CARRIED

Councillors Wight and Marshall presented the minutes of the Police Services Board meeting. Staff is to investigate a by-law for "false alarm fees".

RESOLUTION: 478/09

Moved by Larry Wight

Seconded by Jeff Marshall

THAT:

The Council of the Municipality of West Perth approve the minutes of the Police Services Board meeting of September 9th, 2009 as presented.

CARRIED

Councillor Vorstenbosch made a report from the Economic Development Committee. There was no quorum on September 16, 2009 and therefore no meeting. The annual Economic Breakfast is October 28, 2009. The "Heron" as the Official Logo of West Perth will be discussed at the joint Committee Meeting. Staff is to investigate using the RED grant money for more Heron wood carvings.

RESOLUTION: 479/09

Moved by Bert Vorstenbosch

Seconded by Don Jones

THAT:

The Council of the Municipality of West Perth accept the report as presented regarding the Economic Development Committee.

CARRIED

Councillor Young presented the minutes of the Elma Logan Arena & Park Committee meeting. Staff will contact Municipality of North Perth and report at the next meeting.

RESOLUTION: 480/09

Moved by Gordon Young

Seconded by Ross McIntosh

THAT:

The Council of the Municipality of West Perth approve the minutes of the Elma Logan Arena & Park Committee.

CARRIED

Councillor Vorstenbosch presented the minutes of the West Perth Public Library Board Meeting. The correspondence regarding the access to the library during construction on Quebec Street was discussed. Construction is now complete.

RESOLUTION: 481/09

Moved by Bert Vorstenbosch

Seconded by Jeff Marshall

THAT:

The Council of the Municipality of West Perth approve the minutes of the West Perth Public Library Board Meeting of September 15, 2009 as presented.

CARRIED

Deputy Mayor Kehl presented the minutes of the Executive Meeting. There was a great deal of discussion regarding reducing the size of Council from 11 members to 7 members. It was proposed to reduce each ward by 1 member. The Employee Performance Review Policy was presented. There was discussion regarding moving the start time of meetings in the winter to an earlier time. There was discussion regarding a Strategic Planning Retreat for Council and Senior Staff.

RESOLUTION: 482/09

Moved by Jeff Marshall

Seconded by Mike Tam

THAT:

The Council of the Municipality of West Perth defer the discussion of the Strategic Planning Retreat of the Municipality of West Perth until January 25th, 2010.

CARRIED

RESOLUTION: 483/09

Moved by Jeff Marshall

Seconded by Bert Vorstenbosch

THAT:

For the purposes of the Employee Policy Manual, the "Job Evaluation Committee" shall be composed of the Executive Committee, the Chief Administrative Officer and the Department Head respective to the position being evaluated.

CARRIED

RESOLUTION: 484/09

Moved by Don Jones

Seconded by Bert Vorstenbosch

THAT:

The Council of the Municipality of West Perth accept the amendments to the

Employee Policy and Procedure Manual as presented.

CARRIED

RESOLUTION: 485/09

Moved by Gerry Kehl

Seconded by Walter McKenzie

THAT:

The Council of the Municipality of West Perth approve the minutes of the West Perth Public Library Board Meeting of September 15, 2009 as presented with the exemption of the recommendation to reduce the size of Council.

CARRIED

12. By-laws:

RESOLUTION: 486/09

Moved by Walter McKenzie

Seconded by Larry Wight

THAT:

By-law 060-2009; being a By-law to Being a By-law to execute an agreement between the Corporation of the Municipality of West Perth and Gerald and Jean Beuermann for a Supplementary Farm Dwelling at 6456 Line 36, Concession 3 Lot 22 Logan Ward in the Municipality of West Perth.

By-law 061-2009; Being a By-law to enter into an Agreement with the Town and Country Support Services and Knollcrest Lodge and Stratford Meals on Wheels and Neighbourly Services and St. Marys and Area Mobility Services and Town of St. Marys – Home Support Services and Ritz Lutheran Villa and Midwestern Adult Day Services and Victorian Order of Nurses for Canada – Ontario Branch for a memorandum of understanding.

By-law 063-2009; Being a By-law to enter into an Agreement with the Ministry of Transportation for the provision of winter maintenance on the connecting link for Highways 8 and 23 in the Municipality of West Perth.

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

CARRIED

RESOLUTION: 487/09

Moved by Barb MacLean

Seconded Larry Wight

THAT:

By-law 060-2009; being a By-law to Being a By-law to execute an agreement between the Corporation of the Municipality of West Perth and Gerald and Jean Beuermann for a Supplementary Farm Dwelling at 6456 Line 36, Concession 3 Lot 22 Logan Ward in 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: 488/09

Moved by Gordon Young

Seconded Jeff Marshall

THAT:

By-law 061-2009; Being a By-law to enter into an Agreement with the Town and Country Support Services and Knollcrest Lodge and Stratford Meals on Wheels and Neighbourly Services and St. Marys and Area Mobility Services and Town of St. Marys – Home Support Services and Ritz Lutheran Villa and Midwestern Adult Day Services and Victorian Order of Nurses for Canada – Ontario Branch for a memorandum of understanding; 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: 489/09

Moved by Don Jones

Seconded Larry Wight

THAT:

By-law 063-2009; Being a By-law to enter into an Agreement with the Ministry of Transportation for the provision of winter maintenance on the connecting link for Highways 8 and 23 in 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

13. Unfinished Business:

Staff is to investigate the process to rescind the agreement for the fence located between the Municipality of West Perth's property at 169 St. David Street, Mitchell and property owned by the Seigners at 157 Waterloo Street, Mitchell. An Access Agreement to the municipal property must be investigated as well.

The Campbell Collection is completed and delivered to the archives. A presentation will be held at a future date.

14. New Business:

Staff is to investigate and report on the status of the Fountain.

15. Status of Reports:

West Perth Power: Nothing to report.

Brodhagen Community Hall: A final meeting is scheduled for October 7, 2009. The open house is on October 17, 2009.

16. Notices of Motion: none

17. Questions from the Press: none

18. Closed to the Public Session: none

19. Adjournment:

RESOLUTION: 490/09

Moved by Jeff Marshall

Seconded by Don Jones

THAT:

By-law No. 062-2009; 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: 491/09

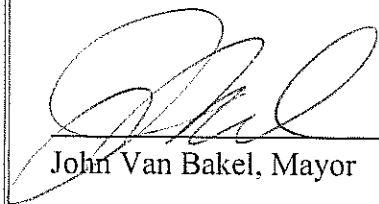
Moved by Larry Wight

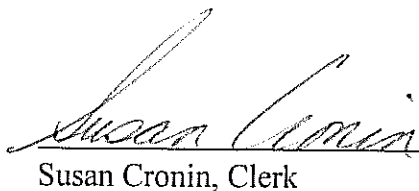
Seconded by Ross McIntosh

THAT:

The Council of the Municipality of West Perth adjourn the Council meeting at 10:44 p.m.

CARRIED


John Van Bakel, Mayor


Susan Cronin, Clerk