

The second regular meeting of the Council of the Municipality of West Perth for the month of October 2010 was held in the Council Chambers at the West Perth Municipal Office on Monday October 18<sup>th</sup>, 2010 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 Mike Tam  
Councillor Ross McIntosh  
Councillor Gordon Young  
Councillor Bert Vorstenbosch

Members of Council Absent:

Councillor Larry Wight

Members of Staff present:

CAO Will Jaques  
Clerk Susan Cronin

**1. Opening:**

Mayor Van Bakel called the meeting to order at 7:01 p.m.

**2. Declaration of Conflict of Interest**

Councillor Vorstenbosch declared a conflict of interest with regards to page 81 section 11 presentation of the accounts.

Councillor Tam declared a conflict of interest with regards to section 11 presentation of the accounts.

There were no Additions/Deletions to the agenda.

Media Coverage was provided by Rita Marshall of the Mitchell Advocate.

**3. Public Meeting:** Drain meeting to be addressed later in the meeting.

**4. Delegations and Petitions:**

The Mitchell Midget Boys baseball team were in attendance. Mayor Van Bakel presented plaques to each member of the team, congratulation them on their successful season and Ontario Championship title.

**5. Court of Revision:**

Tenders for the Roosendaal Municipal Drain 2010 were reviewed. Andrew Roosendaal stated the importance of the drain be completed as soon as possible. This matter was deferred until later in the meeting when Drain Superintendent Bill Dietrich was in attendance.

**6. Approval of the Minutes of Previous Meeting(s):**

RESOLUTION: 480/10

Moved by Don Jones

Seconded by Jeff Marshall

THAT:

Monday October 18<sup>th</sup>, 2010

The Council of the Municipality of West Perth approve the minutes of the October 4<sup>th</sup>, 2010 regular Council meeting and October 13<sup>th</sup>, 2010 Committee of the Whole meeting.

CARRIED

- Business arising from the minutes: none

7. **Planning:** deferred until later in the meeting

8. **Correspondence for Council Direction:**

Mayor Van Bakel will represent the Municipality of West Perth at the OPAL dinner on Wednesday October 20<sup>th</sup>, 2010 at 6:30 at the Mitchell Community Centre.

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

RESOLUTION: 481/10

Moved by Don Jones

Seconded by Bert Vorstenbosch

THAT:

The Council of the Municipality of West Perth accepts the correspondence not specifically dealt with included on the FOR COUNCIL'S INFORMATION AGENDA for information only.

CARRIED

10. **Presentation of Accounts:**

Councillors Tam and Vorstenbosch withdrew from the table.

RESOLUTION: 482/10

Moved by Ross McIntosh

Seconded by Barb MacLean

THAT:

The Council of the Municipality of West Perth pays the accounts as presented in the amount of \$446,902.32.

CARRIED

Councillors Tam and Vorstenbosch returned to the table.

11. **Committee Reports:**

Councillor Vorstenbosch reviewed the minutes of the Economic Development Committee meeting. 2010 Business and Industry Breakfast is October 20<sup>th</sup>, 2010.

RESOLUTION: 483/10

Moved by Bert Vorstenbosch

Seconded by Jeff Marshall

THAT:

The Council of the Municipality of West Perth approve the minutes of the October 13<sup>th</sup>, 2010 Economic Development committee meeting as presented.

CARRIED

Councillor McIntosh reviewed the minutes of the Mitchell & Area Mobility Bus committee meeting. An Outreach staff person will be hired for a 6 month contract period for 5 hours a week to input data required due to new regulations.

RESOLUTION: 484/10

Moved by Ross McIntosh

Seconded by Don Jones

THAT:

The Council of the Municipality of West Perth approve the minutes of the October 6<sup>th</sup>, 2010 Mitchell & Area Mobility Bus committee meeting as presented.

CARRIED

**12. New Business:**

Councillor Jones attended the Trails and Waterways Product Development Workshop for Region Four on October 13<sup>th</sup>, 2010 regarding the promotion of birding in wetlands.

RESOLUTION: 485/10

Moved by Jeff Marshall

Seconded by Gerry Kehl

THAT:

The Council of the Municipality of West Perth approve the reimbursement to Councillor Don Jones for attendance at the Trails & Waterways Product Development Workshop for Region Four on October 13<sup>th</sup>, 2010.

CARRIED

**13. Planning:**

Ian Rawlings, IBI Group, was in attendance. Mr. Rawlings reviewed the proposed Plan of Subdivision application. The application was submitted by IBI Group on behalf of 789274 Ontario Inc. and the Corporation of the Municipality of West Perth. The application proposes 46 single-detached residential lots, 1 new road, 1 road extension, 1 servicing block and 1 reserve block, on a total land area of approximately 4.3 hectares. The subject application is a reconfiguration of the lot pattern of a portion Plan of Subdivision approved by the County of Perth (November 4, 2005).

RESOLUTION: 486/10

Moved by Gerry Kehl

Seconded by Don Jones

THAT:

The Council of the Municipality of West Perth approve the recommendation by the West Perth Planning Advisory Committee to APPROVE the application for Draft Plan of Subdivision by 789274 Ontario Inc. and the Corporation of the Municipality of West Perth affecting property described as Lots 13 to 54, inclusive, Block 96, Neely Court, and Part of Sunset Drive, Registered Plan No. 44M-24, Mitchell Ward, Municipality of West Perth (No. WP 10-01) submitted on September 23, 2010, provided that the following conditions are satisfied:

- 1) that The Corporation of the Municipality of West Perth becomes disinvested from the ownership of Neely Court and that Part of Sunset Drive, Registered Plan No. 44M-24 located within the proposed Draft Plan;
- 2) that an amendment to the Zoning By-law be obtained to place the land in the most appropriate zone classification;
- 3) that the developer enter into a subdivision agreement with the Municipality, and that the terms of the agreement be satisfactory to the Municipality. The required Subdivision Agreement shall be registered against the land to which it applies once the Plan of Subdivision has been registered;
- 4) that the developer satisfy the financial requirements of the Municipality;
- 5) that the development meet the Municipality's development standards;
- 6) that all aspects of the water supply, sewage disposal, electrical services, storm water management be acceptable to the Municipality and the appropriate government agencies;
- 7) that the Streets be constructed as a public street in accordance with the approved Draft Plan; and
- 8) confirmation through the County's circulation of the Draft Plan that both the Avon-Maitland District School Board and Huron-Perth Separate School Board are satisfied with the Draft Plan.
- 9) that the developer enter into an agreement with the Municipality that the obligations for the parkland development of Block 48, Registered Plan No. 560 and Block 95, Registered Plan No. 44M-24 be fulfilled prior to the commencement of work on the third Phase of the subject Draft Plan.

CARRIED

RESOLUTION: 487/10

Moved by Mike Tam

Seconded by Bert Vorstenbosch

THAT:

The Council of the Municipality of West Perth approves the minutes of the October 13<sup>th</sup>, 2010 Planning Advisory Committee meeting as presented.

CARRIED

**14. Public Meeting**

1) Engineer Bill Dietrich reviewed the report for the McCarthy Municipal Drain 2010 at 8:18 p.m. An information meeting was held on October 6<sup>th</sup>, 2010 where Mr. Dietrich was instructed to prepare the report. Mr. Dietrich answered questions from members of Council. Appeals will be received 10 days before the Court of Revision.

RESOLUTION: 488/10

Moved by Barb MacLean

Seconded by Walter McKenzie

THAT:

The Council of the Municipality of West Perth accept the report as presented on the McCarthy Municipal Drain 2010.

AND FURTHER THAT:

Tenders for the McCarthy Municipal Drain 2010 be received until November 5<sup>th</sup>, 2010 at 12:00 p.m.

AND FURTHER THAT:

The Court of Revision for the Roosendaal Municipal Drain 2010 be set at 7:00 p.m. on Monday November 8<sup>th</sup>, 2010

CARRIED

Council reviewed the tenders for the Roosendaal Municipal Drain 2010. Mr. Roosendaal stated his preference to accept the tender for the earliest completion. Mr. Dietrich supported Mr. Roosendaal's request.

RESOLUTION: 489/10

Moved by Bert Vorstenbosch

Seconded by Gerry Kehl

THAT:

The Council of the Municipality of West Perth accept the tender in the amount of \$37,730.70 from Van Bree Drainage for the works on the Roosendaal Municipal Drain 2010.

CARRIED

**15. By-laws:**

RESOLUTION: 490/10

Moved by Don Jones

Seconded by Jeff Marshall

THAT:

By-law No. 090-2010; Being a by-law to provide for a drainage works in the Municipality of West Perth—McCarthy Municipal Drain 2010

By-law No. 097-2010; Being a by-law to authorize an agreement between 789274 Ontario Inc. and the Municipality of West Perth.

By-law No. 091-2010; Being a by-law to open certain streets in the Municipality of West Perth as public highways.

By-law No. 092-2010; Being a by-law to stop up and close a portion of Neely Court and a portion of Sunset Drive between Campbell Drive and Wimpole Street, Mitchell Ward.

By-law No. 093-2010; Being a by-law to declare real property surplus in the Municipality of West Perth, Mitchell Ward.

By-law No. 094-2010; Being a by-law to authorize the conveyance of land to 789274 Ontario Inc. in the Municipality of West Perth, Mitchell Ward.

By-law No. 095-2010; Being a by-law to provide for the Maintenance and Repair of the Mount Pleasant Municipal Drain.

By-law No. 096-2010; Being a by-law to provide for the Maintenance and Repair of the Mount Pleasant Municipal Drain – Branch B.

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

CARRIED

RESOLUTION: 491/10

Moved by Jeff Marshall

Seconded by Walter McKenzie

THAT:

By-law No. 097-2010; Being a by-law to authorize an agreement between 789274 Ontario Inc. and 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: 492/10

Moved by Mike Tam

Seconded by Barb MacLean

THAT:

By-law No. 091-2010; Being a by-law to open certain streets in the Municipality of West Perth as public highways; 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: 493/10

Moved by Ross McIntosh

Seconded by Don Jones

THAT:

By-law No. 092-2010; Being a by-law to stop up and close a portion of Neely Court and a portion of Sunset Drive between Campbell Drive and Wimpole Street, Mitchell Ward; 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: 494/10

Moved by Bert Vorstenbosch

Seconded by Jeff Marshall

THAT:

By-law No. 093-2010; Being a by-law to declare real property surplus in the Municipality of West Perth, Mitchell Ward; 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: 495/10

Moved by Don Jones

Seconded by Ross McIntosh

THAT:

By-law No. 094-2010; Being a by-law to authorize the conveyance of land to 789274 Ontario Inc. in the Municipality of West Perth, Mitchell Ward; 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: 496/10

Moved by Ross McIntosh

Seconded by Bert Vorstenbosch

THAT:

By-law No. 095-2010; Being a by-law to provide for the Maintenance and Repair of the Mount Pleasant Municipal Drain; 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: 497/10

Moved by Ross McIntosh

Seconded by Don Jones

THAT:

By-law No. 096-2010; Being a by-law to provide for the Maintenance and Repair of the Mount Pleasant Municipal Drain – Branch B; 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

**16. Unfinished Business:**

Councillor Jones requested a list of Committee Chairs and committee members for introduction at the Christmas Party.

Councillor Marshall expressed concerns over the traffic in front of UTEs. This issue is directed to Police Services Board meeting.

**17. Status of Reports:**

Brodhagen Community Hall: nothing to report

RED: nothing to report

**18. Notices of Motion: None**

**19. Questions from the Press: None**

**20. Closed to the Public Session:**

RESOLUTION: 498/10

Moved by Ross McIntosh

Seconded by Mike Tam

THAT:

The Council of the Municipality of West Perth continue the meeting in a Closed Session 8:49 p.m. to discuss the following:

- A proposed or pending acquisition or disposition of land by the municipality

CARRIED

RESOLUTION: 499/10

Moved by Bert Vorstenbosch

Seconded by Gerry Kehl

THAT:

The Council of the Municipality of West Perth resumes the regular Council meeting at 9:32 p.m.

CARRIED

RESOLUTION: 500/10

Moved by Walter McKenzie

Seconded by Bert Vorstenbosch

THAT:

The Council of the Municipality of West Perth direct staff to engage the services of Ben Lansink for work to be completed at the quoted price of \$4,250. plus HST.

CARRIED

**21. Adjournment:**

RESOLUTION: 501/10

Moved by Jeff Marshall

Seconded by Don Jones

THAT:

By-law No. 098-2010; 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

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

CARRIED

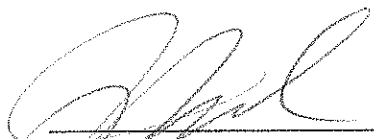
RESOLUTION: 502 /10

Moved by Larry Wight

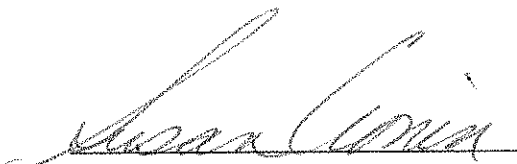
Seconded by Mike Tam

THAT:

The Council of the Municipality of West Perth adjourn the Council meeting at 9:33 p.m.



John Van Bakel, Mayor



Susan Cronin, Clerk