

The second regular meeting of the Council of the Municipality of West Perth for the month of April 2011 was held in the Council Chambers at the West Perth Municipal Office on Tuesday April 26th, 2011 at 7:00 p.m.

Members of Council present:

Mayor Walter McKenzie
Deputy Mayor Bill French
Councillor Doug Eidt
Councillor Barb MacLean
Councillor Murray McIntosh
Councillor Annamarie Murray
Councillor John Nater
Councillor Mike Tam
Councillor Nicholas Vink
Councillor Larry Wight
Councillor Gordon Young

Members of Staff present:

CAO Will Jaques
Clerk Susan Cronin

1. Opening:

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

2. Declaration of Conflict of Interest:

Councillor Eidt declared a conflict of interest with regards to 10.1 of the accounts.

Addition	1) Section 4.2 Closed Session - Proposed or pending acquisition or disposition of land by the Municipality
Deletion	2) Closed Session Minutes for April 18 th , 2011

RESOLUTION: 221/11

Moved by Gordon Young

Seconded by Nicholas Vink

THAT:

The Council of the Municipality of West Perth accepts agenda as presented with the additions/deletions presented.

CARRIED

RESOLUTION: 222/11

Moved by Barb MacLean

Seconded by Doug Eidt

THAT:

The Council of the Municipality of West Perth suspends the order of procedure with a CLOSED TO PUBLIC SESSION on the agenda at 4.2.

CARRIED

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

3. Public Meeting:

- 1) A Public Meeting to consider an amendment to the Municipality of West Perth Zoning By-law No. 100-1998 that affects property in the Municipality described as Part of Lot 2, Registered Plan No. 307 in the Fullarton Ward owned by P.W. Kelly Construction.
- 2) A Public Meeting to consider an amendment to the Municipality of West Perth Zoning By-law No. 100-1998 that affects property in the Municipality described as Lot 14, Registered Plan No. 274 Logan Ward owned by Linda Donkers.
- 3) A Public Meeting to consider an amendment to the Municipality of West Perth Zoning By-law No. 100-1998 that affects property in the Municipality described as Part of Lot 44 and Part of Lot 61, Registered Plan No. 339 in the Mitchell Ward owned by Rashid Abdul.

4. Delegations and Petitions:

- 1) Beau Helbert of WattsWorth and Wally Curry of West Perth Power were in attendance. Mr. Helbert reviewed the WattsWorth Analysis 2010 Electricity Summary. Members of Council asked questions. Further discussion will occur in the meeting.

Further discussion of the Public Meetings occurred. Planner Mark Swallow answered questions. Members of Council expressed concerns regarding the proposed buildings (size and location) and uses for the property owned by P.W. Kelly. The application by Donkers is referred to by-laws. Staff recommended a deferral of the application by Rashid Abdul pending information required to enter into a site plan agreement.

RESOLUTION: 229/11

Moved by Annamarie Murray

Seconded by Murray McIntosh

THAT:

The Council of the Municipality of West Perth defer the proposed by-law # Z132-2011 for property owned by P.W. Kelly Construction for a Zoning By-law amendment No. 100-1998 that affects property in the Municipality described as Part of Lot 2, Registered Plan 307 in the Fullarton Ward pending further information.

CARRIED

RESOLUTION: 230/11

Moved by Larry Wight

Seconded by Doug Eidt

THAT:

The Council of the Municipality of West Perth defer the proposed by-law # Z133-2011 for property owned by Rashid Abdul for a Zoning By-law amendment No. 100-1998 that affects property in the Municipality described as Part of Lot 44 and Part of Lot 61, Registered Plan 339 in the Mitchell Ward until the signing of a site plan agreement.

CARRIED

4.2 Closed to Public Session:

RESOLUTION: 231/11

Moved by Murray McIntosh

Seconded by John Nater

THAT:

The Council of the Municipality of West Perth continue the meeting in a Closed Session at 8:30 p.m. to discuss the following:

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

CARRIED

RESOLUTION: 232/11

Moved by Annamarie Murray

Seconded by John Nater

THAT:

The Council of the Municipality of West Perth resumes the regular Council meeting at 8:49 p.m.

CARRIED

There was further discussion regarding the WattsWorth presentation. Treasurer McLagan answered questions.

RESOLUTION: 233/11

Moved by Larry Wight

Seconded by Doug Eidt

THAT:

The Council of the Municipality of West Perth enter into an agreement with Wattsworth for Electricity Procurement

CARRIED

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

RESOLUTION: 234/11

Moved by John Nater

Seconded by Gordon Young

THAT:

The Council of the Municipality of West Perth approve the minutes of the April 11, 2011 regular Council meeting, April 18, 2011 Special Council Meeting #1, April 18, 2011 Committee of the Whole meeting, April 18, 2011 Special Council meeting #2.

CARRIED

Business arising from the minutes:

Councillor Eidt reviewed a request for further information regarding the Neighbourwoods Demonstration Forest. Don Giles was in attendance.

RESOLUTION: 235/11

Moved by Larry Wight

Seconded by Doug Eidt

THAT:

The Council of the Municipality of West Perth approve the recommendation of the Energy and Environment Committee to have \$5,785.00 used from reserves for signage and other expenses at the Neighbourwoods demonstration forest.

CARRIED

6. **Planning:** Clerk Cronin reviewed the request for Deeming By-law #035-2011.

7. **Drains:**

RESOLUTION: 236/11

Moved by Nicholas Vink

Seconded by Murray McIntosh

THAT:

The Council of the Municipality of West Perth appoint Dietrich Engineering as the Drainage Superintendent to prepare a Drainage Report under Section 4 of the Drainage Act, Chapter D17, R.S.O. 1990, for Drainage Works at Concession 4 N ½ Lot 16 and Concession 4 Lot 15, Hibbert Ward by Josephine Van Loon and Jeff Van Loon.

CARRIED

RESOLUTION: 237/11

Moved by Barb MacLean

Seconded by Nicholas Vink

THAT:

The Council of the Municipality of West Perth appoint Dietrich Engineering as the Drainage Superintendent to prepare an Improvement/Repair Report under Section 74 of the Drainage Act, Chapter D17, R.S.O. 1990, Request for Repair on the "Ducharme" Municipal Drain by Concession 4 Lot 16 and Concession 3 S ½ of Lot 16, Hibbert Ward by Josephine Van Loon.

CARRIED

RESOLUTION: 238/11

Moved by Larry Wight

Seconded by Gordon Young

THAT:

The Council of the Municipality of West Perth appoint Dietrich Engineering as the Drainage Superintendent to prepare an Improvement/Repair Report under Section 74 of the Drainage Act, Chapter D17, R.S.O. 1990, Request for Repair on the "Hennick" Municipal Drain by Vera Ahrens at Concession 6, Lot 20, Logan Ward.

CARRIED

8. **Correspondence for Council Direction:**

RESOLUTION: 239/11

Moved by Larry Wight

Seconded by Bill French

THAT:

The Council of the Municipality of West Perth approves a request from the Mitchell Kinsmen & Kinettes, to hold their annual Beach Party event at the Mitchell Community Centre of May 14th, 2011.

CARRIED

RESOLUTION: 240/11

Moved by John Nater

Seconded by Murray McIntosh

THAT:

The Council of the Municipality of West Perth approve the Mitchell K-40 Club and Mitchell Kinettes selling of family fireworks in the ValuMart parking lot May 19-23, 2011.

CARRIED

Staff is directed to register Councillor MacLean, Deputy Mayor French, Mayor McKenzie and staff for B.M. Ross'60th Anniversary Celebration on May 11, 2011.

9. Correspondence for Council's Information:

There was discussion regarding the invoice received from the Ausable Bayfield Maitland Valley Source Protection Region Sinkhole Water Quality Sampling Program. Resolution # 351/10 stated that the Council of the Municipality of West Perth was not prepared to accept additional costs for this program.

RESOLUTION: 241/11

Moved by Nicholas Vink

Seconded by Barb MacLean

THAT:

The Council of the Municipality of West Perth issue correspondence to the Ausable Bayfield Maitland Valley Source Protection Region stating that the Sinkhole Water Quality Sampling Program was not supported July 2010.

AND FURTHER THAT:

A copy of the correspondence issued regarding resolution #351/10 be attached.

CARRIED

RESOLUTION: 242/11

Moved by Gordon Young

Seconded by John Nater

THAT:

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

CARRIED

10. Presentation of Accounts:

Councillor Wight declared a conflict with regards to 10.2 of the agenda. Councillor Eidt removed himself from the discussion

RESOLUTION: 243/11

Moved by John Nater

Seconded by Bill French

THAT:

The Council of the Municipality of West Perth pay the accounts dated April 11, 2011 in the amount of \$144.65.

CARRIED

Councillor Eidt resumed his seat.

Councillor Wight removed himself from the discussion.

RESOLUTION: 244/11

Moved by John Nater

Seconded by Bill French

THAT:

The Council of the Municipality of West Perth pay the accounts dated April 12, 2011- April 20, 2011 in the amount of \$179,132.27.

CARRIED

Councillor Wight resumed his seat.

11. Committee Reports:

Councillor Murray reviewed the minutes of the Heritage Committee. Heritage signs for properties with historical significance to the development of West Perth are being investigated.

RESOLUTION: 245/11

Moved by Annamarie Murray

Seconded by Murray McIntosh

THAT:

The Council of the Municipality of West Perth approve the minutes of the April 5, 2011 Heritage Committee meeting as presented.

CARRIED

Councillor Eidt reviewed the minutes of the Economic Development Committee. RED funding and BIA projects were reviewed.

RESOLUTION: 246/11

Moved by Doug Eidt

Seconded by Annamarie Murray

THAT:

The Council of the Municipality of West Perth approve the minutes of the April 13, 2011 Economic Development Committee Meeting as presented.

CARRIED

12. By-laws:

By-laws # Z132-2011 and Z133-2011 were deferred earlier in the meeting. By-law 038-2011 was requested to be discussed on an individual basis.

RESOLUTION: 247/11

Moved by John Nater

Seconded by Doug Eidt

THAT:

By-law No. Z131-2011; Being a by-law to amend By-law No. 100-1998 affecting property described as Lot 14, Registered Plan No. 274, Logan Ward.

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

CARRIED

RESOLUTION: 248/11

Moved by Gordon Young

Seconded by Annamarie Murray

THAT:

By-law No. Z131-2011; Being a By-law to amend By-law No. 100-1998 affecting property described as Lot 14, Registered Plan No. 274, Logan 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: 249/11

Moved by Nicholas Vink

Seconded by Larry Wight

THAT:

By-law No. 018-2011; Being a by-law to provide for E Drain of the James Municipal Drainage works in Hibbert 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: 250/11

Moved by Murray McIntosh

Seconded by Barb MacLean

THAT:

By-law No. 019-2011; Being a by-law to provide for Mitchell Municipal Drainage works in Fullarton 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: 251/11

Moved by Gordon Young

Seconded by Larry Wight

THAT:

By-law No. 035-2011; Being a by-law to Deem Part of Registered Plan No. 274; 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

There was discussion regarding by-law #038-2011 agreement for Fire Radio Communications Systems.

RESOLUTION: 252/11

Moved by John Nater

Seconded by Mike Tam

THAT:

The Council of the Municipality of West Perth request that section 5 of By-law No. 038-2011 be amended to read "The term of the agreement shall commence on January 1, 2011 and **may** be automatically renewed annually." prior to passing.

WITHDRAWN

RESOLUTION: 253/11

Moved by Larry Wight

Seconded by Doug Eidt

THAT:

By-law No. 038-2011; Being a by-law to amend by-law 009-2011 to authorize the execution of an agreement with the County of Perth, Municipality of North Perth, Township of Perth South, Township of Perth East, Town of St. Marys.

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

CARRIED

Staff is to issue correspondence requesting consideration to the amendment of Section 5 to state the following: "The term of the agreement shall commence on January 1, 2011 and **may** be automatically renewed annually."

RESOLUTION: 254/11

Moved by Bill French

Seconded by Annamarie Murray

THAT:

By-law No. 038-2011; Being a by-law to amend by-law 009-2011 to authorize the execution of an agreement with the County of Perth, Municipality of North Perth, Township of Perth South, Township of Perth East, Town of St. Marys; 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:** Annual Road Tour Friday April 29, 2011 8:00 a.m. at the Municipal Office.
14. **New Business:** Deputy Mayor gave an update from County Council and the UTRCA.
15. **Status of Reports:**
 - RED – CAO Jaques reviewed correspondence received from Patrick Cimolini of Patrick International Fine Art.

RESOLUTION: 255/11

Moved by Annamarie Murray

Seconded by Murray McIntosh

THAT:

The Council of the Municipality of West Perth approve the request by Patrick Cimolini of International Fine Art for Facade Improvement Fund Program in the amount of \$2184.00.

CARRIED

RESOLUTION: 256/11

Moved by Nicholas Vink

Seconded by Mike Tam

THAT:

The Council of the Municipality of West Perth permit Chief Administrative Officer Will Jaques the authority to approve applications for the Facade Improvement Fund

Program (Intake 2) prior to the June 30, 2011 deadline provided that all program requirements are met.

CARRIED

16. **Notices of Motion:** None

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

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

RESOLUTION: 257/11

Moved by Murray McIntosh

Seconded by John Nater

THAT:

The Council of the Municipality of West Perth continue the meeting in a Closed Session at 10:16 p.m. to discuss the following:

- Personal matters about an identifiable individual, including but not clearly limited to employees of the municipality.

CARRIED

RESOLUTION: 258/11

Moved by Murray McIntosh

Seconded by Bill French

THAT:

The Council of the Municipality of West Perth resumes the regular Council meeting at 10:41 p.m.

CARRIED

RESOLUTION: 259/11

Moved by Bill French

Seconded by Gordon Young

THAT:

The Council of the Municipality of West Perth approve the minutes of the April 13th, 2011 Executive Committee meeting as presented.

CARRIED

19. **Adjournment**

RESOLUTION: 260/11

Moved by Murray McIntosh

Seconded by John Nater

THAT:

By-law No. 039-2011; 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

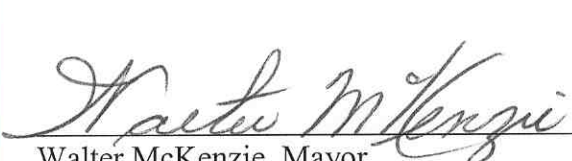
RESOLUTION: 261/11

Moved by Larry Wight

Seconded by Murray McIntosh

THAT:

The Council of the Municipality of West Perth adjourn the Council meeting at 10:49 p.m.


Walter McKenzie, Mayor


Susan Cronin, Clerk