

The second regular meeting of the Council of the Municipality of West Perth for the month of May 2011 was held in the Council Chambers at the West Perth Municipal Office on Tuesday May 24, 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
Treasurer Karen McLagan (arrived at 9:05 p.m.)

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 Accounts.
Councillor Wight declared a conflict of interest with regards to 10.1 Accounts.

Additions/deletions to the agenda:

- 1) Section 4.2 Closed Session - Personal Matters about an identifiable individual, including but not clearly limited to employees of the municipality
- 2) Section 8 – Invitation to Municipal Night by Municipality of North Huron to the Blyth Festival
- 3) Section 8.3 - should be Upper Thames Elementary School not Mitchell District High School Parent Council

RESOLUTION: 297/11

Moved by John Nater

Seconded by Murray McIntosh

THAT:

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

CARRIED

RESOLUTION: 298/11

Moved by Nicholas Vink

Seconded by Larry Wight

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:

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 12 Concession 16 in the Logan Ward owned by Robin and Teresa Weir.

4. Delegations and Petitions:

- 1) Tanya Quipp and Mary Lynn Cook McEwen were in attendance. Ms. Quipp and Ms. Cook-McEwen reviewed the Elma Logan Rehabilitation Fundraising Project

Phase 1 and Phase 2. The Committee requested for financial support for Phase 2.

RESOLUTION: 301/11

Moved by Larry Wight

Seconded by Bill French

THAT:

The Council of the Municipality of West Perth continue the meeting in a Closed Session at 7:25 p.m. to discuss the following:

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

CARRIED

RESOLUTION: 302/11

Moved by Annamarie Murray

Seconded by John Nater

THAT:

The Council of the Municipality of West Perth resumes the regular Council meeting at 7:54 p.m.

CARRIED

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

RESOLUTION: 303/11

Moved by Doug Eidt

Seconded by Larry Wight

THAT:

The Council of the Municipality of West Perth approve the minutes of the May 9th, 2011 regular Council meeting, May 9th, 2011 Closed Session, May 16th, 2011 Committee of the Whole meeting.

CARRIED

Business arising from the Minutes- the ERTH Corporation Notice of Annual General Meeting has been changed to Thursday June 16, 2011. Councillors MacLean and Tam, Deputy Mayor French, Mayor McKenzie and Treasurer McLagan will be attending.

6. Planning:

RESOLUTION: 304/11

Moved by Murray McIntosh

Seconded by John Nater

THAT:

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

CARRIED

7. Drains:

RESOLUTION: 305/11

Moved by Barb MacLean

Seconded by Larry Wight

THAT:

The Council of the Municipality of West Perth appoint Dietrich Engineering to prepare an Improvement/Repair Report under Section 74 of the Drainage Act, Chapter D17, R.S.O. 1990, Request for Repair on Branch B of Frank Municipal Drain, Mitchell Ward by Robert and Lynn Burtenshaw.

CARRIED

RESOLUTION: 306/11

Moved by Gordon Young

Seconded by Annamarie Murray

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 14, Lot 14 and Concession 15, Lot 13, 14 Logan Ward by property owners Gerald and Veronica Kolkman.

CARRIED

8. Correspondence for Council Direction:

RESOLUTION: 307/11

Moved by Mike Tam

Seconded by Gordon Young

THAT:

The Council of the Municipality of West Perth approves a request by the Mitchell Kinsmen, to host the Mitchell Kinsmen Slo-Pitch fundraising tournament on May 29th, 2011 with a Special Occasion Liquor Permit at Keterson Park.

AND FURTHER THAT:

The Municipality of West Perth Alcohol Policy be adhered to and a certificate of proof of a minimum of \$2,000,000 liability insurance listing the Municipality of West Perth as a co-insured be provided to the Municipality.

CARRIED

RESOLUTION: 308/11

Moved by Nicholas Vink

Seconded by Annamarie Murray

THAT:

The Council of the Municipality of West Perth direct staff to investigate a reciprocal agreement between the Avon Maitland District School Board and the Municipality of West Perth for use of facilities and recreation programs.

CARRIED

RESOLUTION: 309/11

Moved by Larry Wight

Seconded by Doug Eidt

THAT:

The Council of the Municipality of West Perth defer the request of the West Perth Community Gardens for a donation of 3 composters to the Community Garden Committee of the Energy and Environment Committee.

CARRIED

RESOLUTION: 310/11

Moved by Bill French

Seconded by Larry Wight

THAT:

The Council of the Municipality of West Perth approve the request for support from the Corporation of the Town of Thessalon as follows:

“Whereas in an effort to maintain the peace, quiet, dignity and desirable appearance of the municipality, the Council of the Corporation of the Town of Thessalon passed By-law Number 1774 on March 7, 2011 to amend Schedule A of By-law Number 1592, being a by-law to establish standards for the maintenance and occupancy of property in the Town of Thessalon, to include the following section:

Every person shall keep every front yard free and clear of any equipment or material relating to Renewable Energy Projects including, but not limited to, Ground and/or Pole Mounted Solar Photovoltaic(PV)Systems, Wind Facilities or any other like equipment.

And whereas Council has received confirmation of an individual’s intention to install large ground mounted solar systems on a vacant lot in a residential area in the municipality;

And whereas the Town of Thessalon has been advised by the Ministry of Municipal Affairs and Housing that the Green Energy and Green Economy Act, 2009 made amendments to the Planning Act, most notably the addition of a new section 62.0.2 which exempts renewable energy projects from most land use planning instruments under the Planning Act, including municipal official plans and zoning, site plan control, interim control and holding by-laws, thus eliminating the need for a property owner proposing a renewable energy project to seek an official plan amendment or a change to a zoning by-law, among other matters;

And whereas Council recognizes the importance of the Green Energy and Green Economy Act, 2009, Council is sensitive regarding the impact such installations will have on adjacent property owners who will be in extremely close proximity to such proposed solar systems;

Now therefore be it resolved that the Council of the Corporation of the Town of Thessalon hereby petitions the Government of Ontario through the Minister of Energy and Infrastructure to reconsider the provisions of the Green Energy and Green Economy Act, 2009 and to address the provisions having regard for the negative impact created by the installation of ground mounted solar systems within residential and commercial areas in municipalities;

And further that a copy of this resolution be forwarded to the Association of Municipalities of Ontario, the Federation of Northern Ontario Municipalities and to all municipalities in the Province of Ontario for endorsement.”

CARRIED

Members of Council are to contact Clerk Cronin if they would like to attend Municipal Night at the Blyth Festival on Thursday June 23rd, 2011.

9. Correspondence for Council's Information:

RESOLUTION: 311/11

Moved by Nicholas Vink

Seconded by Larry Wight

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:

Councillors Eidt and Wight removed themselves from discussion.

RESOLUTION: 312/11

Moved by Nicholas Vink

Seconded by Murray McIntosh

THAT:

The Council of the Municipality of West Perth pay the accounts dated May 9, 2011 in the amount of \$3,217.66.

CARRIED

Councillors Eidt and Wight resumed their seats.

RESOLUTION: 313/11

Moved by John Nater

Seconded by Doug Eidt

THAT:

The Council of the Municipality of West Perth pay the accounts dated May 10-May 20, 2011 in the amount of \$246,834.35.

CARRIED

11. Committee Reports:

Councillor Murray reviewed the minutes of the Tourism & Community Beautification Committee. A garden tour is being organized.

RESOLUTION: 314/11

Moved by Annamarie Murray

Seconded by Mike Tam

THAT:

The Council of the Municipality of West Perth approve the minutes of the May 9th, 2011 Tourism and Community Beautification Committee meeting.

CARRIED

Councillor Wight reviewed the minutes of the Police Services Board. There were concerns regarding the length of time allowed to cross on Ontario Road at the crosswalk was discussed. The CAO is to discuss with the Operations Manager.

RESOLUTION: 315/11

Moved by Larry Wight

Seconded by Annamarie Murray

THAT:

The Council of the Municipality of West Perth accept the minutes of the May 11th, 2011 Police Services Board meeting for information only.

CARRIED

Councillor Murray reviewed the minutes of the West Perth Library Board. Gwen Wheeler made a presentation to the board on "Public Library Board Orientation".

RESOLUTION: 316/11

Moved by Annamarie Murray

Seconded by Murray McIntosh

THAT:

The Council of the Municipality of West Perth approve the minutes of the May 17th, 2011 West Perth Library Board Meeting as presented.

CARRIED

12. By-laws:

RESOLUTION: 317/11

Moved by Nicholas Vink

Seconded by John Nater

THAT:

By-law No. 044-2011; Being a by-law to amend Schedule B of By-law No. 89-08 in regulating taxi tariff of charges.

By-law No. Z134-2011; Being a by-law to amend By-law No. 100-1998 affecting property described as Part of Lot 12, Concession 16, Logan Ward.

By-law No. Z133-2011; Being a by-law to amend By-law No. 100-1998 affecting property described as Part of Lot 44 and Part of Lot 61, Registered Plan No. 339, Mitchell Ward.

By-law No. 045-2011; Being a by-law to authorize an agreement with Rashid Abdul for a Site Plan Control Agreement.

By-law No. 046-2011; Being a by-law to provide for the Maintenance and Repair of the McNaught Municipal Drain.

By-law No. 047-2011; Being a by-law to provide for the Maintenance and Repair of the Grey Branch of the Northwest Municipal Drain.

By-law No. 048-2011; Being a by-law to provide for the Maintenance and Repair of the Ritz Municipal Drain.

By-law No. 049-2011; Being a by-law to provide for the Maintenance and Repair of the Schellenberger Municipal Drain.

By-law No. 050-2011; Being a by-law to provide for the Maintenance and Repair of the Logan Maitland Municipal Drain.

By-law No. 051-2011; Being a by-law to provide for the Maintenance and Repair of the Gollnitz Municipal Drain.

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

CARRIED

RESOLUTION: 318/11

Moved by Annamarie Murray

Seconded by Barb MacLean

THAT:

By-law No. 044-2011; Being a by-law to amend Schedule B of By-law No. 89-08 in regulating taxi tariff of charges; 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: 319/11

Moved by Larry Wight

Seconded by Murray McIntosh

THAT:

By-law No. Z134-2011; Being a by-law to amend By-law No. 100-1998 affecting property described as Part of Lot 12, Concession 16, 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: 320/11

Moved by Annamarie Murray

Seconded by Murray McIntosh

THAT:

By-law No. Z133-2011; Being a by-law to amend By-law No. 100-1998 affecting property described as part of Lot 44 and Part of Lot 61, Registered Plan No. 339, 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: 321/11

Moved by Bill French

Seconded by Annamarie Murray

THAT:

By-law No. 045-2011; Being a by-law to authorize an agreement with Rashid Abdul for a Site Plan Control Agreement; 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: 322/11

Moved by John Nater

Seconded by Gordon Young

THAT:

By-law No. 046-2011; Being a by-law to provide for the Maintenance and Repair of the McNaught 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: 323/11

Moved by Barb MacLean

Seconded by Nicholas Vink

THAT:

By-law No. 047-2011; Being a by-law to provide for the Maintenance and Repair of the Grey Branch of the Northwest 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: 324/11

Moved by Gordon Young

Seconded by Annamarie Murray

THAT:

By-law No. 048-2011; Being a by-law to provide for the Maintenance and Repair of the Ritz 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: 325/11

Moved by Nicholas Vink

Seconded by Doug Eidt

THAT:

By-law No. 049-2011; Being a by-law to provide for the Maintenance and Repair of the Schellenberger 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: 326/11

Moved by Doug Eidt

Seconded by Gordon Young

THAT:

Tuesday May 24, 2011

By-law No. 050-2011; Being a by-law to provide for the Maintenance and Repair of the Logan Maitland 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: 327/11

Moved by Larry Wight

Seconded by Murray McIntosh

THAT:

By-law No. 051-2011; Being a by-law to provide for the Maintenance and Repair of the Gollnitz 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

13. **Unfinished Business:** none

14. **New Business:**

Elma Logan Rehabilitation Fundraising Project request for financial support for Phase Council will consider this request pending further information from the Municipality of North Perth.

There was discussion regarding the Emerald Ash Borer decision from the County of Perth.

15. **Status of Reports:**

- RED –nothing to report

16. **Notices of Motion:** None

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

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

RESOLUTION: 328/11

Moved by Nicholas Vink

Seconded by John Nater

THAT:

The Council of the Municipality of West Perth continue the meeting in a Closed Session at 9:17 p.m. to discuss the following:

- 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;
- Advice subject to solicitor/client privilege, including communications necessary for that purpose.

CARRIED

RESOLUTION: 329/11

Moved by Murray McIntosh

Seconded by Nicholas Vink

THAT:

The Council of the Municipality of West Perth resumes the regular Council meeting at 10:22 p.m.

CARRIED

RESOLUTION: 330/11

Moved by Doug Eidt

Seconded by Bill French

THAT:

The Council of the Municipality of West Perth approve the pay schedule for West Perth Pool employees as presented during 'in camera' session of May 24, 2011.

CARRIED

RESOLUTION: 331/11

Moved by Gordon Young

Seconded by Mike Tam

THAT:

The Council of the Municipality of West Perth direct the Mayor and the Clerk to sign the purchase and sale agreement for property legally described as Lot 24, Concession 2 Township of West Perth, County of Perth, being Part 2 on Plan 44R-3945 (part of PIN 53197-0165)(LT).

CARRIED

19. **Adjournment**

RESOLUTION: 332/11

Moved by Annamarie Murray

Seconded by Murray McIntosh

THAT:

By-law No. 052-2011; 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: 333/11

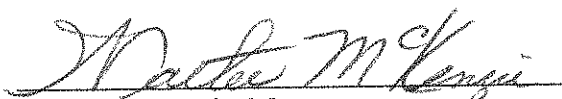
Moved by Larry Wight

Seconded by Annamarie Murray

THAT:

The Council of the Municipality of West Perth adjourn the Council meeting at 10:27 p.m.

CARRIED


Walter McKenzie, Mayor


Susan Cronin, Clerk